

Republic of the Philippines  
SUPREME COURT  
Manila

2017 OCT 11 PM 1:41

AILEEN ALMORA, JEFFERSON  
SORIANO, and ROWENA APPARI,  
*Petitioners,*

- versus -

G.R. No. 234359  
[FOR: WRITS OF  
AMPARO, INJUNCTION,  
AND PROHIBITION,  
TEMPORARY PROTECTION  
ORDER, AND TEMPORARY  
RESTRAINING ORDER]

DIRECTOR GENERAL RONALD  
DELA ROSA, in his capacity as  
Chief of the Philippine National  
Police, and all officers, agents, or  
other persons acting under his  
authority and supervision; and  
HON. CATALINO CUY, in his  
capacity as Officer-in-Charge of the  
Department of the Interior and Local  
Government, and all officers, agents,  
or other persons acting under his  
authority and supervision

*Respondents.*

X-----X

**PETITION**

PETITIONERS, by counsel, to this Honorable Court respectfully state  
that:

**Preliminary Statement**

The all-out war on illegal drugs being waged by the Philippine National Police is patently illegal and grossly unconstitutional. It originates from a command memorandum circular that expressly authorizes summary executions and home invasions in violation of the Constitution and the law. It has transformed the PNP from a law enforcement agency into a *gestapo* force that compiles lists of suspected criminals and targets them for “neutralization” and “negation”. Unless this Honorable Court intervenes, the killings will continue and the rule of law itself will be supplanted by “justice” from the barrel of a gun.

PNP Command Memorandum Circular No. 16-2016, which Director General Ronald de la Rosa issued on his first day of office-as PNP Chief, lays down a “double barrel” approach to combating illegal drugs. The first barrel, known as PROJECT TOKHANG, involves the conduct of house to

house visitations purportedly to “persuade” illegal drug personalities to stop their illegal drug activities and orders the “negation” of those who deny the visits or refuse to be persuaded. The second barrel, known as PROJECT HIGH VALUE TARGET, directs the “neutralization” of illegal drug personalities. Both barrels do away with the basic police duty to gather evidence for the arrest and prosecution of offenders, and replace it with the compilation of “watch lists, target lists, and wanted lists” based on names supplied by barangay officials and drug enforcement agencies.

Based on these lists of names, CMC 16-2016 contains a direct command to the police to “neutralize” (as in kill) suspected drug personalities instead of arresting and prosecuting them; and to conduct “house to house visits” and “negate” those who deny the visits or refuse to cooperate with the police visitors:

- “This Command Memorandum Circular sets forth the general guidelines, procedures and tasks of police offices/units/stations in the conduct of the Philippine National Police (PNP) Anti-Illegal Drugs Campaign Plan – PROJECT: DOUBLE BARREL” in support to the Barangay Drug Clearing Strategy of the government and the neutralization of illegal drug personalities nationwide.<sup>1</sup> [emphasis added];
- “The PNP intends to equally address illegal drug problems in the barangays and at the same time pursue the neutralization of illegal drug personalities as well as the backbone of illegal drugs network operating in the country”<sup>2</sup> [emphasis added];
- “Assist in the neutralization of drug groups/ personalities...”<sup>3</sup> [emphasis added];
- “Conduct intensified anti-illegal drugs operations through the respective Chiefs of Police and the Anti-Illegal Drug Units in the clearing of drug affected barangays by focusing on the neutralization of street level drug personalities in the AOR”<sup>4</sup> [emphasis added];
- Any person suspected to be involved in illegal drug trafficking who denies or refuses the house to house visitation shall be

<sup>1</sup> PNP Command Memorandum Circular No. 16-2016, pp. 1-2, attached as an integral part of this Petition as Annex “A”.

<sup>2</sup> *Id.* at p. 3.

<sup>3</sup> *Id.* at p. 12.

<sup>4</sup> *Id.* at p. 15.

referred to the Anti-Illegal Drug Units for immediate case build-up and negation<sup>5</sup> [emphasis added];

- [Focus Teams – tasks:] “Neutralize High value and street level targets to include their support systems (Drug Lords, their protectors, coddlers and supporters)”<sup>6</sup> [emphasis added];
- “Continuous conduct of house visitations and referrals for documentation, rehabilitation and negation” [emphasis added].<sup>7</sup>

The term “neutralization” has no counterpart in law. To petitioners’ knowledge it is not defined in the PNP Manual of Operations or in any official PNP document. But in official PNP reports and police parlance—as admitted by PNP Chief de la Rosa—“neutralize” means to kill:

**‘NEUTRALIZED IS BETTER’** – PNP ditches ‘killed’ term in Oplan Double Barrel report

The Philippine National Police (PNP) has removed the term “killed” in its latest update on the number of drug suspects slain in police operation.

The PNP’s update on the progress of its Oplan Double Barrel on Tuesday used the word “neutralized” instead.

xxx

In its latest report on Oplan Double Barrel, the PNP said a total of 1,661 drug suspects have been “neutralized” and 29,910 have been arrested in 31,215 operations conducted from July 1 to 6 a.m. of October 18.<sup>8</sup>

\*\*\*

Philippine National Police chief Director General Ronald de la Rosa on Wednesday said he received reports that generals involved in illegal drugs are now raising bounty to have him neutralized. Dela Rosa said he is having the report validated.

<sup>5</sup> *Id.* at p. 5.

<sup>6</sup> *Id.* at p. 16.

<sup>7</sup> *Id.* at Annex A – “Stages of Project Tokhang” of CMC 16-2016.

<sup>8</sup> Amita Legaspi, ‘Neutralized is better’: PNP ditches ‘killed’ term in Oplan Double Barrel report, GMA News, 18 October 2016, <http://www.gmanetwork.com/news/story/585408/news/nation/pnp-ditches-killed-term-in-oplan-double-barrel-report>.

“Balita ko lang na pinpondohan kami. Tsismis lang naman yung narinig ko. Bine-verify pa...,” he told reporters at the sidelines of the Asian Defence, Security, and Crisis Management Exhibition and Conference in Pasay City. “We have received information na itong heneral na mayayaman na ito nakapag-ipon na ng pera ay *pinopondohan na kami para ma-neutralize*,” he said.<sup>9</sup>

\*\*\*

“Mas ipa-priorit[ize] ko 'yung pulis na nangungurakot sa inyo, ipa-priorit[ize] ko silang i-*neutralize*. I will *neutralize* them kaya warning ito sa mga pulis natin na umiikot diyan, ginagamit yung war on drugs para sa pangongotong. *I will break your neck, babaliin ko yung leeg ninyo, literally, literally 'yan, tignan natin*,” he said.<sup>10</sup>

CMC 16-2016 is also unique because it replaces the police duty to gather evidence with the function of compiling lists of “illegal drug personalities.” CMC 16-2016, in effect, establishes a nationwide system of compulsory informants very much like the dreaded *Kempeitai* and *Gestapo* during the Second World War. Once a person’s name appears on the list—whether justified or not—he or she becomes an “illegal drug personality” who should be “neutralized” or “negated”.

As the mother circular on the PNP’s “War on Drugs”, CMC 16-2016 has tainted all subsequent issuances that operationalize that so-called war. Even assuming that CMC 16-2016 has been amended or watered down by subsequent issuances, the PNP has abdicated its law enforcement functions and shown a wanton disregard for basic human rights and due process in its War on Drugs that requires judicial intervention.

On 29 August 2017, the Department of the Interior and Local Government (DILG) issued Memorandum Circular No. 2017-112 entitled “Revised Guidelines on the Implementation of Mamamayang Ayaw sa Anomalya, Mamamayang Ayaw sa Iligal na Droga (MASA MASID).” This circular requires all cities, municipalities and barangays to establish a system of reporting suspected illegal drug personalities through “hotlines, drop box,

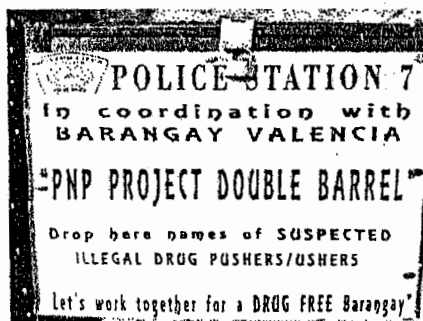
---

<sup>9</sup> Amita Legaspi, *PNP chief: Generals involved in drugs raising bounty to neutralize me*, GMA News, 28 September 2016, <http://www.gmanetwork.com/news/story/583055/news/nation/pnp-chief-generals-involved-in-drugs-raising-bounty-to-neutralize-me>.

<sup>10</sup> Amita Legaspi, *Bato warns extorting cops: I'll break your necks, literally*, GMA News, 14 November 2016, <http://www.gmanetwork.com/news/story/588761/news/nation/bato-warns-extorting-cops-i-ll-break-your-necks-literally#sthash.WZTUrdRa.dpuf>.

electronic mail, short message service (SMS)” and direct reporting to so-called “MASA MASID Groups.”

Drop boxes like the one below have reportedly been put up in some barangays:



While encouraging citizens to report crimes is perfectly legal, MC 2017-112 is not about reporting crimes – it is about compiling names of purported criminals. There is a big difference between the reporting of crimes and the reporting of suspected criminals. The reporting of crimes is done by witnesses who have knowledge of criminal activity. The reporting of alleged criminals can be done by anyone who suspects, rightly or wrongly, that another person is a criminal. So long as the informant believes that another person is a criminal, he or she can submit that person’s name – even if the belief is based on mere conjecture or speculation. A system of anonymous reporting, moreover, allows anyone—even one who merely holds a personal or political grudge against another—to submit the name of his or her enemy and brand them a criminal. By establishing a system of anonymous reporting of suspected criminals, MC 2017-112 violates the right to due process of law and to be presumed innocent. It also supplants the duty of the police to gather evidence with the function of compiling names of suspected criminals without any safeguards for protecting innocent persons.

Petitioners AILEEN ALMORA, JEFFERSON SORIANO, and ROWENA APARRI are directly aggrieved by the respondents’ “War on Drugs.” On July 28, 2016, Petitioner AILEEN ALMORA’s brother, RYAN DAVE T. ALMORA, was killed in a warrantless home invasion under PROJECT TOKHANG in Baguio City. On September 13, 2016, Petitioner ROWENA APARRI’s son, REX APARRI, was killed by in a similar warrantless home invasion by policemen implementing the PNP’s “War on Drugs.” On June 17, 2017, petitioner JEFFERSON SORIANO was shot thrice in Barangay Holy Spirit, Quezon City, days after he was picked up and interrogated by police regarding the whereabouts of a known drug pusher in the community.

Hence this petition.

## I. Nature of Petition

1. Prohibition, Injunction, and Temporary Restraining Order. –  
 Petitioners seek a writ of prohibition under Rule 65 of the Rules of Court, and a writ of injunction and temporary restraining order under Rule 58 thereof, to prohibit, enjoin and restrain respondents, and any of their agents, representatives, or assigns, and any other persons acting under their authority or supervision, from implementing or enforcing the following:
  - a. Philippine National Police (PNP) Command Memorandum Circular No. 16-2016 dated July 1, 2016 issued by respondent PNP Chief Ronald de la Rosa and any similar issuances;
  - b. All other circulars, instructions, and/or directives emanating or derived from CMC 16-2016, and/or implementing President Rodrigo Roa Duterte's verbal pronouncement to rid the country of illegal drugs;
  - c. Any instructions, commands, or utterances of President Rodrigo Roa Duterte to the PNP in relation to the war on drugs that are not in writing and do not conform to Book III, Title I, Chapter 2 of Executive Order No. 292 on the President's ordinance power;
  - d. DILG MC 2017-112 and all other circulars, instructions and/or directives emanating or derived from it.
2. Amparo. – Petitioners seek a writ of *amparo* under A.M. No. 07-9-12-SC (The Rule on the Writ of *Amparo*) –
  - a. Recognizing that the killings of RYAN DAVE T. ALMORA and REX APARRI are extralegal killings covered by the Rule on the Writ of *Amparo*; and that the shooting of JEFFERSON SORIANO is likewise covered by the Rule on the Writ of *Amparo* because it violated his right to life, liberty and security, and constitutes a continuing threat thereto;
  - b. Holding the PNP, through the PNP Chief, directly responsible for the disclosure of material facts known to the government and to their offices regarding the extralegal killings of RYAN DAVE T. ALMORA and REX APARRI, and the shooting of JEFFERSON SORIANO, and for the conduct of proper investigations using extraordinary diligence, with the obligation to show investigation results acceptable to this Court within sixty (60) days from notice;

- c. Directing the respondents to submit (i) the firearms allegedly used by RYAN DAVE ALMORA and REX APARRI to the National Bureau of Investigation (NBI) for forensic examination and safekeeping, and (ii) the firearms discharged by the police in the cases of RYAN DAVE ALMORA and REX APARRI to the NBI for forensic examination;
- d. Directing the NBI to conduct a thorough and impartial investigation into the deaths of RYAN DAVE ALMORA and REX APARRI and the shooting of JEFFERSON SORIANO, and to submit an investigation report to the Court (or to the Court of Appeals or such other court designated by this Court) within six (6) months from notice;
- e. Requiring, in all cases of "*nanlaban*," i.e., cases where persons are killed while under police custody and the police claim that the killing was justified, that the police officers involved submit (a) the firearm/s allegedly used by the deceased to the NBI for forensic examination and safekeeping, and (b) the firearm/s that the police discharged to the NBI for forensic examination;
- f. Requiring the Internal Affairs Service (IAS) and/or the National Police Commission (NAPOLCOM) to submit a monthly report to the Court on the number of persons killed while under police custody, the names of the PNP members involved, the status of their investigation and/or prosecution, the serial numbers and descriptions of the firearms allegedly used by the deceased and the police, the place where the firearms are being kept, and the name/s and address/es of the custodian of the firearms;
- g. Issuing temporary protection orders to protect petitioners and the members of their immediate families from being harassed, arrested, threatened, harmed or killed by the respondents and/or any all officers, agents, or other persons acting under their authority or supervision; and from being included in drug lists, watch lists, wanted lists, or similar lists of illegal drug or criminal personalities; and after due proceedings, to render judgment making the protection orders permanent; and
- h. Requiring that the above-mentioned obligations on the part of the PNP shall be directly enforceable against whoever may be the incumbent Chief of the Philippine National Police under pain of contempt from this Court when the initiatives and efforts at disclosure and investigation constitute less than the extraordinary diligence that the Rule on the Writ of *Amparo* and the circumstances of this case demand.

## II. Parties

### 3. Petitioners' Capacity to Sue. –

- a. Petitioner AILEEN ALMORA is Filipina, of age, and resides at UP Village, Diliman, Quezon City. She may be served with notices, processes and other court documents through undersigned counsel.
- b. Petitioner JEFFERSON SORIANO is Filipino, of age, and resides at No. 74 Sto. Rosario Street, Barangay Holy Spirit, Quezon City. He may be served with notices, processes and other court documents through undersigned counsel.
- c. Petitioner ROWENA APARRI is Filipina, of age, and resides at Purok 3, Isla Puting Bato, Brgy. 20, Tondo, Manila. She may be served with notices, processes and other court documents through undersigned counsel.

### 4. Respondents' Capacity to be Sued. –

- (a) Respondent DIRECTOR GENERAL RONALD DE LA ROSA is being sued in his capacity as Chief of the Philippine National Police (PNP). He may be served with summons, notices and other court processes at the Philippine National Police Headquarters, Camp Crame, Quezon City, and/or through the Office of the Solicitor General, OSG Building, 134 Amorsolo St., Legaspi Village, Makati City 1229, Metro Manila.
- (b) Respondent HON. CATALINO CUY is being sued in his capacity as Officer-in-Charge of the Department of the Interior and Local Government (DILG). He may be served with summons, notices and other court processes at the DILG NAPOLCOM Center, EDSA corner Quezon Avenue, Quezon City, and/or through the Office of the Solicitor General, OSG Building, 134 Amorsolo St., Legaspi Village, Makati City 1229, Metro Manila.

## III. Facts

5. Verbal campaign promise. During his campaign, then presidential candidate RODRIGO ROA DUTERTE publicly declared that if elected President, he would rid the country of illegal drugs, crime, and corruption within six (6) months from assuming office:



***"I propose that if I am president, I would get rid of criminality, drugs, and corruption, just give me three to six months and I will do it for you, I will deliver."*<sup>12</sup>**

6. **CMC 16-2016 based on verbal campaign promise.** On July 1, 2016, on his first day of office as PNP Chief, respondent DIRECTOR GENERAL RONALD DE LA ROSA issued Command Memorandum Circular (CMC) No. 16-2016, citing as its primary source the above-mentioned campaign promise:

1. REFERENCES:

- a. **Pronouncement of PRESIDENT RODRIGO R DUTERTE to get rid of illegal drugs during the first six months of his term**; [emphasis added]
- b. Memorandum Circular (MC) No. 89 entitled "Implementation and Institutionalization of the National Anti-Drug Plan of Action" dated December 17, 2015;
- c. NAPOLCOM Resolution No. 2015-547, creating the PNP Anti-Illegal Drugs Group dated October 30, 2015;
- d. DILG MC No. 2015-63 "Revitalization of the Barangay Anti-Drug Abuse Council (BADAC) and Their Role in Drug Clearing Operations dated August 20, 2015;
- e. PNP Manual on Illegal Drugs Operation and Investigation dated September 2014;
- f. US International Drug Control Strategy Report for 2012;
- g. Letter of Instruction (LOI) "Kontra Droga Charlie" dated July 2, 2012;
- h. PDEA and DDB Guidelines and Operational Policies;
- i. NAPOLCOM MC No. 2009-01 re One Strike Policy on Illegal Drugs dated March 28, 2009;
- j. Dangerous Drugs Board (DDB) Regulation No. 2, Series of 2007, Revised Guidelines in the Conduct of Barangay Drug Clearing Operations dated June 6, 2007;
- k. Executive Order No. 218 (Strengthening the Support Mechanism to PDEA) dated June 18, 2003; and
- l. Republic Act 9165 otherwise known as the

<sup>12</sup> See video available at <https://www.youtube.com/watch?v=6ECjSPNndFk> (the statement is at the 4:30 mark). See also Philippine Star, "Duterte Vows to End Criminality in Three Months," by Ariel Paulo Tejada, February 21, 2016; available at <http://www.philstar.com/headlines/2016/02/21/1555349/duterte-vows-end-criminality-3-months>; and the video available at <https://www.youtube.com/watch?v=XFc7FfHCpFU>.

Comprehensive Dangerous Drugs Act of 2002 dated  
June 7, 2002.

A certified true copy of CMC 16-2016 is attached as an integral part of this Petition, as **Annex "A"**.

7. **No written orders or instructions to neutralize illegal drug personalities.** Significantly, CMC 16-2016 did not cite any written instructions, executive order, administrative order, memorandum circular, memorandum order, or proclamation from President Duterte to wage a war on illegal drugs or to "neutralize" or "negate" illegal drug personalities. Instead, it cited the verbal campaign promise of President Duterte "to get rid of illegal drugs" within the first six months of his term. Even more significantly, the eleven (11) other references cited above did not authorize the "neutralization," "negation," or killing of suspected drug personalities. Respondent PNP CHIEF DELA ROSA, in fact, admitted under oath when he testified before the Senate on August 24, 2017, that:

Your Honor, personally I have no orders to launch the operations but our operating units were taking the cue from the words of the President that our anti-drug operation is unrelenting. So we just continue since day one of this administration, the intensity of our anti-drug campaign is the same, Your Honor....<sup>13</sup>

8. **Purpose and mission of CMC 16-2016.** CMC 16-2016 "sets forth the general guidelines, procedures and tasks of police offices/units/stations in the conduct of...PROJECT: DOUBLE BARREL in support to the Barangay Drug Clearing Strategy of the government and the neutralization of illegal drug personalities nationwide." [emphasis added]<sup>14</sup> The circular directs the implementation of PROJECT DOUBLE BARREL "to clear all drug affected barangays across the country [and] conduct no let up operations against illegal drugs personalities and dismantle drug syndicates."<sup>15</sup>

9. **Execution.** – CMC 16-2016's PROJECT DOUBLE BARREL, directs the entire PNP machinery to "pursue the neutralization of illegal drug personalities..." [emphasis added].<sup>16</sup> The circular further provides:

<sup>13</sup> Transcript of Stenographic Notes (T.S.N.) of the hearing conducted by the Senate Committee on Public Order and Dangerous Drugs, 24 August 2017, G.E. Sapinoso, V-1, 2:39 p.m., p. 38; certified true copy attached to this Petition as **Annex "B"**.

<sup>14</sup> CMC 16-2016, **Annex "A"**, pp. 1-2.

<sup>15</sup> *Id.* at p. 3.

<sup>16</sup> *Id.*

## Concept of Operations

This CMC will be launched and implemented on the first day of office of the CPNP. To generate impact and public support, all police offices/units/stations and designated anti-drug units shall conduct **massive and simultaneous operations** in two pronged approach.

The PNP Anti-Illegal Drugs Campaign Plan - Project: "Double Barrel" will be conducted in a two-pronged approach, namely: PROJECT TOKHANG and PROJECT HVT.

The lower barrel approach will be the conduct of PROJECT TOKHANG in all drug-affected barangays throughout the country in coordination with the Local Government Units (LGUs) particularly the Provincial/City/Municipal/Barangay Anti-Drug Abuse Councils (ADACs), Non-Government Organizations (NGOs), stakeholders, and other law enforcement agencies.

The PROJECT TOKHANG is a practical and realistic means of accelerating the drive against illegal drugs in affected barangays. This concept involves the conduct of house to house visitations **to persuade suspected illegal drug personalities to stop their illegal drug activities.**

xxx

The upper barrel approach will be the conduct of PROJECT HVT by dedicated focus teams from AIDG, PROs, Districts of NCRPO, PPOs, and CPOs. The focus teams shall be composed of investigators, intelligence operatives and tactical personnel from National Support Units who shall be detailed to AIDG, while focused teams from PROs, Districts of NCRPO, PPOs and CPOs shall be generated from the Regional Support Units and Public Safety Forces.

xxx

## Focus Teams

- a) Organize focus teams under an officer;
- b) **Neutralize High value and street level targets to**

- include their support systems (Drug Lords, their protectors, coddlers and supporters);
- c) Disrupt supply chain and distribution routes; and
- d) Perform other tasks as directed. [emphasis added]

10. **Lower Barrel: Project Tokhang**. CMC 16-2016 provides for the implementation of PROJECT TOKHANG in five stages: (1) Collection and Validation of Information Stage; (2) Coordination Stage; (3) House to House Visitation Stage; (4) Processing and Documentation Stage; and (5) Monitoring and Evaluation Stage.

- a. The first stage entails collection and validation of “the identity and criminal activities of each target...to equip the team with accurate and solid proofs when confronting suspects during house to house visitations.”<sup>17</sup> This stage involves the compilation of “watch lists,” “target lists,” and “wanted lists”<sup>18</sup> (emphasis added).
- b. The second stage entails coordination with “other government agencies, stakeholders and non-government organizations...to ensure success of the activity.”<sup>19</sup>
- c. The third stage entails the actual house to house visitations “to persuade suspected illegal drug personalities to stop their illegal drug activities.”<sup>20</sup>
- d. The fourth stage entails the processing and documentation of surrenderees and those who refuse the visitation or deny involvement in illegal drug activity. It provides that “[a]ny person suspected to be involved in illegal drug trafficking who denies or refuses the house to house visitation shall be referred to the Anti-Illegal Drugs Units for immediate case build-up and negation”<sup>21</sup> (emphasis added).
- e. The fifth stage entails the monitoring and evaluation of the house to house visitations.<sup>22</sup>
- f. CMC 16-2016 also mandates the “neutralization” of both street-level drug personalities and high value targets,” based on

<sup>17</sup> See Annex “A” of this Petition, CMC 16-2016, at p. 3.

<sup>18</sup> *Id.* at p. 15.

<sup>19</sup> *Id.*, p. 4.

<sup>20</sup> *Id.*, p. 3.

<sup>21</sup> *Id.*, p. 5.

<sup>22</sup> *Id.*, p. 6.

the watch lists, target lists and wanted lists that are compiled by the PNP.

- g. While the term “neutralization” is not defined in CMC 16-2016, it has been used in official PNP reports in place of “killing” and has also been publicly used by PNP Chief de la Rosa to mean killing. [See par. 13 of this Petition, *infra*]

11. Upper Barrel: Project High Value Targets. The upper barrel approach of CMC 16-2016 mandates the neutralization of “high value targets” by “dedicated focus teams” composed of investigators, intelligence operatives and tactical personnel, among others, at the national, regional, district, provincial and city levels.

12. Neutralization and negation of illegal drug personalities. CMC 16-2016 directs the “neutralization” of illegal drug personalities no less than five times, and their “negation” twice:

- “This Command Memorandum Circular sets forth the general guidelines, procedures and tasks of police offices/units/stations in the conduct of the Philippine National Police (PNP) Anti-Illegal Drugs Campaign Plan – PROJECT: DOUBLE BARREL” in support to the Barangay Drug Clearing Strategy of the government and the neutralization of illegal drug personalities nationwide.<sup>23</sup> [emphasis added];
- The PNP intends to equally address illegal drug problems in the barangays and at the same time pursue the neutralization of illegal drug personalities as well as the backbone of illegal drugs network operating in the country;<sup>24</sup>
- Any person suspected to be involved in illegal drug trafficking who denies or refuses the house to house visitation shall be referred to the Anti-Illegal Drug Units for immediate case build- up and negation;<sup>25</sup>
- IG: xxx “b) Assist in the neutralization of drug groups/personalities....”;<sup>26</sup>
- “Conduct intensified anti-illegal drugs operations through the respective Chiefs of Police and the Anti-Illegal Drug

<sup>23</sup> *Id.*, pp. 1-2.

<sup>24</sup> *Id.*, p. 3.

<sup>25</sup> *Id.*, p. 5.

<sup>26</sup> *Id.*, p. 12.

Units in the clearing of drug affected barangays by focusing on the neutralization of street level drug personalities in the AOR.”<sup>27</sup>

- “Focus Teams: xxx b) Neutralize High value and street level targets to include their support systems (Drug Lords, their protectors, coddlers and supporters)”<sup>28</sup> [emphasis added];
- “Continuous conduct of house visitations and referrals for documentation, rehabilitation and negation.”<sup>29</sup>

13. While CMC 16-2016 does not define the term “neutralization,” the PNP and its Chief, Director General Ronald dela Rosa have openly and publicly used the term to mean killing:

- a. PNP Chief Ronald de la Rosa on Wednesday said he received reports that generals involved in illegal drugs are now raising bounty to have him neutralized. Dela Rosa said he is having the report validated.

“Balita ko lang na pinpondohan kami. Tsismis lang naman yung narinig ko. Bine-verify pa...,” he told reporters at the sidelines of the Asian Defence, Security, and Crisis Management Exhibition and Conference in Pasay City. “We have received information *na itong heneral na mayayaman na ito nakapag-apon na ng pera ay pinopondohan na kami para ma-neutralize*,” he said.<sup>30</sup>

A true copy of the above is attached hereto as Annex “C”.

- b. ‘NEUTRALIZED IS BETTER’ – PNP ditches ‘killed’ term in Oplan Double Barrel report

The Philippine National Police (PNP) has removed the term “killed” in its latest update on the number of drug suspects slain in police operation.

<sup>27</sup> *Id.*, p. 15.

<sup>28</sup> *Id.*, p. 16.

<sup>29</sup> *Id.*, Annex A – “Stages of Project Tokhang” of CMC 16-2016.

<sup>30</sup> Amita Legaspi, *PNP chief: Generals involved in drugs raising bounty to neutralize me*, GMA News, 28 September 2016, <http://www.gmanetwork.com/news/story/583055/news/nation/pnp-chief-generals-involved-in-drugs-raising-bounty-to-neutralize-me>; see also Charlie Pelaez, *Chief Bato: ‘Drug-linked Police Generals Raise Bounty for My Head’*, 29 September 2016, <https://www.tcfdaily.com/chief-bato-drug-linked-police-generals-raise-bounty-head/>.

The PNP's update on the progress of its Oplan Double Barrel on Tuesday used the word "neutralized" instead.

XXX

In its latest report on Oplan Double Barrel, the PNP said a total of 1,661 drug suspects have been "neutralized" and 29,910 have been arrested in 31,215 operations conducted from July 1 to 6 a.m. of October 18.<sup>31</sup>

A true copy of the above is attached hereto as Annex "C-1."

- c. "Mas ipa-priorit[ize] ko 'yung pulis na nangungurakot sa inyo, ipa-priorit[ize] ko silang i-neutralize. I will neutralize them kaya warning ito sa mga pulis natin na umiikot diyan, ginagamit yung war on drugs para sa pangongotong. I will break your neck, babaliin ko yung leeg ninyo, literally, literally 'yan, tignan natin," he said.<sup>32</sup> (emphasis added)

A true copy of the above is attached hereto as Annex "C-2".

14. While CMC 16-2016 does not define the term "negation" either, it is apparent that this term is used interchangeably with the term "neutralization."

15. Rewards and awards for PNP "accomplishments" on the War on Drugs, including the "neutralization" of drug personalities. It appears, moreover, that the Office of the President and the PNP leadership has rewarded and awarded members of the PNP for their "success" in implementing Project Double Barrel:

In his first six months in office, President Rodrigo Duterte already showed his support and appreciation to the members of the Philippine National Police by giving them cash rewards.

The 2016 Commission on Audit (COA) annual audit report on the Office of the President shows that the

<sup>31</sup> Amita Legaspi, 'Neutralized is better': PNP ditches 'killed' term in Oplan Double Barrel report, GMA News, 18 October 2016, <http://www.gmanetwork.com/news/story/585408/news/nation/npn-ditches-killed-term-in-oplan-double-barrel-report>.

<sup>32</sup> Amita Legaspi, Bato warns extorting cops: I'll break your necks, literally, GMA News, 14 November 2016, <http://www.gmanetwork.com/news/story/588761/news/nation/bato-warns-extorting-cops-i-ll-break-your-necks-literally#sthash.WZTUrdRa.dpuf>.

“Awards/Rewards and Prizes” of the OP had shot up 6,133.64 percent.

From P110,000 spent in 2015, it ballooned to P6.857 million the following year.

COA noted that the increase was due to “awards given to PNP personnel due to meritorious and invaluable services rendered during the second semester of CY 2016.”

X X X

GMA News Research looked into the awards received in 2016 by the policemen in the list; most of them were recognized in connection to the government campaign against illegal drugs.

Six policemen received recognition for success in implementation of search warrants against individuals involved in illegal drugs, as well as those suspected of supporting terror groups.

Four policemen were recognized for successful buy-bust operations which, according to news reports, resulted in the capture and death of various drug personalities.

Six policemen were given meritorious medals as chief of their respective police stations – all from Region 12. The press releases issued for the awarding ceremonies said these units were ranked top among police stations in their respective cities or provinces in relation to Project Double Barrel.

Nine policemen accepted awards on behalf of their units, mostly as recognition for their units’ anti-illegal drugs campaign performance.<sup>34</sup>

XXX

National Capital Region Police Office (NCRPO) chief Oscar Albayalde confirmed reports that the Caloocan police station was given awards days after Grade 11 student Kian

<sup>34</sup> Jamaica Jane Pascual, *Duterte gave P6.8-M cash rewards to cops in 2016*, GMA News Research, 28 August 2017, <http://www.gmanetwork.com/news/news/specialreports/623634/duterte-gave-p6-8-m-cash-rewards-to-cops-in-2016/story/> (accessed on 8 September 2017).



Lloyd Delos Santos was shot dead by police officers during an anti-drug operation in the city.

Albayalde said the awards were given to the station headed by Senior Supt. Chito Bersaluna, who was later sacked following Delos Santos' death, during the Police Service Anniversary last month.

X X X

The Caloocan City Police Station won four awards during the celebration: best city police station; **station with the highest number of arrested and neutralized most wanted persons; station with the highest confiscated firearms; and station with the highest accomplishment in the Duterte administration's war on drugs campaign or Oplan Double Barrel.**<sup>35</sup> (emphasis added)

16. That President Rodrigo Duterte has given rewards to members of the PNP for their "accomplishments" in the "War on Drugs" was admitted under oath by PNP Chief de la Rosa when he testified before the Senate Committee on Justice and Human Rights on August 23, 2016:

SEN. POE. Ang gusto kong malaman, iyong pulis...sa pulis din ba makakatanggap sila pag sila ang nakapagtukoy? O dahil kasama iyan sa kanilang sinumpaang tungkulin, iba naman po ang maaaring ibigay sa kanila? Nabanggit po ba iyan ng Pangulo?

MR. DELA ROSA. Nabanggit ng Pangulo iyan, ma'am. Kahit na pulis, kasama doon na makakatanggap sa pera na i-o-offer niya. Pero sa amin naman, internal, mayroon kaming ibang reward system, hindi ba? Nagbibigay kami ng awards. Or kung talagang meritorious, pwedeng meritoriously promoted iyong tao, mapopromote. Mayroon po kaming sariling sistema.<sup>36</sup>

17. Since respondent CHIEF DE LA ROSA issued CMC 16-2016 on July 1, 2016, thousands of Filipinos have been killed in the PNP's "War

<sup>35</sup> InterAksyon, *Albayalde confirms Caloocan police station given awards days after Kian's slay*, InterAksyon News 5, 6 September 2017, <http://www.interaksyon.com/albayalde-confirms-caloocan-police-station-given-award-days-after-kians-slay/>.

<sup>36</sup> Transcript of Stenographic Notes (TSN) of testimony of PNP Chief Ronald dela Rosa before the Senate Committee on Justice and Human Rights joint with the Committee on Public Order and Dangerous Drugs dated 23 August 2016, Mhulep, VII-2, 1:23 p.m., p. 179; certified true copy attached to this Petition as Annex "D".

on Drugs” and over seven million (7,000,000) houses have been “visited” under Project Tokhang.<sup>37</sup> The petitioners are just some of the victims of these police operations:

- a. Sometime in the evening of July 28, 2016, members of eight different units of the Philippine National Police led by PSUPT Dante A. Lubos, PINSP Melenium B. Bantas and PINSP Odilon Fel A. Osorio surrounded the residence of the Almora Family in Upper Crystal Cave, Baguio City. Despite having no warrant of arrest or search warrant, the operatives entered the Almora home and killed RYAN DAVE T. ALMORA, the elder brother of petitioner AILEEN ALMORA.

Based on the investigation report of the PNP, a copy of which was given to petitioner AILEEN ALMORA,<sup>38</sup> her brother RYAN DAVE T. ALMORA was allegedly “No. 3 on the watch list Level 1 of BCPO’s Illegal Drug Personalities.” It was on this basis that RYAN was singled out for the police operation.

While the PNP later claimed that RYAN was killed in a legitimate buy-bust operation, in which he resisted and fought back or “nanlaban”, the following facts and circumstances indicate otherwise:

- i. RYAN DAVE ALMORA was alone in the house when the operatives invaded it. He was surrounded and outnumbered. It is highly unlikely that he would have resisted the policemen who entered his house.
- ii. RYAN DAVE ALMORA sustained multiple gunshot injuries. He was shot in the left chest, right chest, and abdomen.<sup>39</sup>
- iii. The essential elements for a valid drug buy-bust operations are as follows: (1) the transaction or sale took place, (2) the corpus delicti or the illicit drug was presented as evidence, and (3) the buyer and seller were identified (*People of the Philippines vs.*

<sup>37</sup> See Joseph Tristan Roxas, *PNP: Number of houses visited in anti-drug campaigns tops 7 million*, GMA News, 29 January 2017, <http://www.gmanetwork.com/news/news/nation/597489/pnp-number-of-houses-visited-in-anti-drug-campaign-tops-7-million/story/>. From 1 July 2016 up to 29 January 2017, the total number of houses subjected to Operation Tokhang amounted to 7,000,067 houses.

<sup>38</sup> Copy attached to this Petition as Annex “E”.

<sup>39</sup> Copy of Medico-Legal Report No. BSD-072-16 on Ryan Dave T. Almora attached to this Petition as Annex “E-1”.

*Ramon Frondoza y Dalida, G.R. No. 177164, June 30, 2009*). The case of RYAN DAVE ALMORA is devoid of all the elements of a valid buy-bust operation. The sheer number of policemen involved and the fact that they had surrounded the residence before entering it belies their claim that a legitimate buy-bust operation took place. No marked money that would denote the occurrence of the sale was ever produced. There was likewise no specification of the *corpus delicti* which the operatives allegedly bought or intended to buy. And finally, while the alleged buyer was identified, the poseur-buyer was not.

- iv. To petitioners' knowledge, no genuine investigation has been conducted by the PNP to determine the veracity of the claim that the killing of RYAN DAVE ALMORA was legally justified.
- b. On September 13, 2016, Petitioner ROWENA APARRI's son, REX APARRI, was killed by in a warrantless home invasion by policemen implementing the PNP's "War on Drugs". Despite the fact that they did not have a warrant of arrest or search warrant, the policemen barged into the Aparri residence and shot and killed REX APARRI, allegedly in self-defense. Witnesses, however, have declared under oath that REX APARRI was unarmed and unresisting when he was shot in cold blood; and that a firearm and sachet of what appears to be shabu were planted on his body after he was killed:

Pumasok sa aming bahay si Alvarez at dalawa sa mga armadong lalaki. Tumuloy sa taas ng bahay si Alvarez at isa sa kanyang mga kasamang armadong lalaki.<sup>40</sup>

xxx

Binaba ng dalawang armadong lalaki si Rex. Hawak ng isa ang buhok ni Rex at yung isa naman ay hawak si Rex sa kanyang kuwelyo<sup>41</sup>

<sup>40</sup> *Sinumpaang Salaysay* of Rowena Bustamante Aparri attached to this Petition as Annex "F".

<sup>41</sup> *Sinumpaang Salaysay* of Lory Ann Flores Albarida attached to this Petition as Annex "G".

XXX

Humahagulgol na si Rex habang nagmamakaawa na arestuhin na lamang siya kaysa patayin, kung siya man talaga ay may sala, dahil mayroon siyang anak<sup>42</sup>

XXX

Habang nakatayo si Rex sa may hagdanan, siya ay binaril ni 'Alvarez' deretso sa likod ng kanyang ulo<sup>43</sup>

XXX

Tumingin ako sa isang bukas na bintana na walang salamin at kurtina, kaya malinaw kong nakita na nilagay nila ang isang baril malapit sa kamay ni Rex at mga puting bato, na sa aking palagay ay mga droga, malapit sa kanyang bulsa<sup>44</sup>

The report by the Manila Police District however indicate a different version of facts:

The lawmen identified themselves as policeman and approached the suspect but the latter suddenly drew out his gun and fired shot on the approaching lawmen but he missed his mark. At this instance, after sensing that their lives were in imminent danger, PO1 EDMAR LATAGAN was constrained to retaliate and hit the suspect.<sup>45</sup>

- c. On June 17, 2017, petitioner JEFFERSON SORLANO was shot three times in Barangay Holy Spirit, Quezon City, a few weeks after he was interrogated by police regarding the whereabouts of a known drug pusher in the community:

Sa pagbaba ng lalaki mula sa kanyang motor, ay bigla niyang itinutok ang kanyang baril sa ulo ni Manuel at ito ay pinaputukan;

---

<sup>42</sup> *Id.*

<sup>43</sup> *Id.*

<sup>44</sup> *Id.*

<sup>45</sup> Copy of Memorandum from SPO2 Charles John Duran (investigator-on-case) to the Acting District Director, Manila Police District dated 14 September 2016, attached to this Petition as Annex "H".

Isang metro lamang ang layo namin sa taong bumaril at  
nakita ko ang agarang pagpatay at pagbagsak ni Manuel  
sa sahig;

Agad akong napatayo sa gulat ng bigla na lang ako  
binaril sa kanang bahagi ng aking lalamunan, sa bandang  
ibaba ng aking panga;

Matapos akong tamaan ng bala, sinubukan kong tumakbo  
palayo, subalit ako ay muling binaril sa kanang hita na  
siyang nagpabagsak sa akin;

Dahil nakutuban ko na ako ay babarilin sa ulo, ipinasok  
ko ang aking ulo sa butas ng kanal;

Ako ay nilapitan at muling binaril ng pangatlong beses sa  
kaliwang bahagi ng aking lalamunan<sup>46</sup>

18. While PNP spokesperson Carlos has publicly stated that 3,850 drug suspects have been killed in police operations from July 1, 2016 up to September 15, 2017,<sup>47</sup> it appears that only a handful of these cases have been subjected to inquest proceedings.<sup>48</sup> As indicated in the certification issued by the Commission on Human Rights (CHR) attached to this petition as **Annex “J”**, the CHR has recorded only three (3) criminal cases filed before the courts against law enforcement authorities allegedly involved in drug-related extrajudicial killings. Petitioners’ relatives RYAN DAVE ALMORA and REX APARRI are just two of the thousands of these alleged “*nanlaban*” cases.

19. On 29 August 2017, respondent CATALINO CUY in his capacity as Officer-in-Charge of the Department of the Interior and Local Government (DILG), issued Memorandum Circular No. 2017-112 entitled “Revised Guidelines on the Implementation of Mamamayang Ayaw sa Anomalya, Mamamayang Ayaw sa Iligal na Droga (MASA MASID).” This

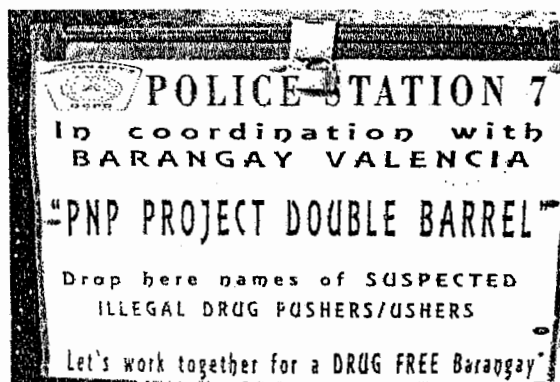
<sup>46</sup> *Sinumpaang Salaysay* of Jefferson Acena Soriano attached as an integral part of this Petition as **Annex “I”**.

<sup>47</sup> See GMA News Online article by Amita Legaspi published on September 28, 2017, 5:22 p.m. by Amita Legaspi entitled “Only 2.5% of homicide cases are drug-related, says PNP” available at <http://www.gmanetwork.com/news/news/nation/627563/only-2-5-of-homicide-cases-are-drug-related-says-pnp-story/>. See also PHILSTAR GLOBAL article by Helen Flores updated on September 28, 2017 entitled “Half of Pinoys doubt cops on ‘nanlaban’ drug deaths” available at <http://www.philstar.com/headlines/2017/09/28/1743481/half-pinoys-doubt-cops-nanlaban-drug-deaths>.

<sup>48</sup> Rappler article by Bea Cupin published on September 27, 2017 at 3:53 p.m. entitled “PNP on anti-drugs ops: Thousands of deaths, only 10 inquest reports” available at <http://www.rappler.com/nation/183535-pnp-anti-drugs-operations-deaths-inquest-reports>.

circular requires all cities, municipalities and barangays to establish a system of reporting suspected illegal drug personalities through “hotlines, drop box, electronic mail, short message service (SMS)” and direct reporting to “MASA MASID Groups” composed of the local chief executive, the DILG field officer, the city or municipal chief of police, and a representative from a faith-based organization.

Drop boxes have reportedly been put up in some barangays:



A certified true copy of DILG MC 2017-112 is attached as an integral part of this Petition as Annex “K.”

20. Hence this petition.

#### IV. Reasons Relied Upon

- A. *The PNP’s “War on Drugs” as operationalized by CMC 16-2016 violates the right to life, to due process of law, to be presumed innocent and to a fair trial by expressly authorizing the summary killing of suspected drug offenders in the guise of “neutralizing” or “negating” them.*
- B. *The PNP’s “War on Drugs” violates the right to due process of law, to be presumed innocent, and to a fair trial by doing away with the basic police duty of evidence-gathering and case build-up and replacing it with the compilation of lists of names of suspected criminals supplied by barangay officials for the purpose of “neutralizing” and “negating” them.*
- C. *The house to house visits being conducted by the PNP are unconstitutional because (i) they are not limited to so-called “drug personalities”; (ii) their real purpose is not to “persuade” drug offenders “to stop their illegal activities” but rather to kill or “negate” those who refuse to be persuaded as well as those who deny involvement in criminal activity; and (iii) they are based on the furtive fingers of unknown informants.*

**D. The PNP's "War on Drugs" has no legal basis because it is based on a mere verbal campaign promise by then candidate Rodrigo Duterte "to get rid of illegal drugs" within the first six months of his term.**

**E. The thousands of alleged "nanlaban" cases (including those of petitioners' relatives RYAN DAVE ALMORA and REX APARRI) where persons in police custody were killed allegedly because they resisted or fought back deserve judicial intervention. The police should be required to submit all firearms involved in the killings to the NBI for forensic examination. The NBI should be designated as the evidence custodian of all firearms allegedly used by the deceased in all "nanlaban" cases. The IAS and NAPOLCOM should be required to submit a monthly report to the Court on the status of the investigation of all "nanlaban" cases, the names of the police officers involved, the serial numbers and descriptions of the firearms allegedly used by the deceased and those discharged by the police.**

**F. By establishing a system of anonymous reporting of suspected drug pushers and addicts, DILG MC 2017-112 violates the right to due process of law and to be presumed innocent.**

## **V. Discussion**

**A. The PNP's "War on Drugs" as operationalized by CMC 16-2016 violates the right to life, to due process of law, to be presumed innocent and to a fair trial by expressly authorizing the summary killing of suspected drug offenders in the guise of "neutralizing" or "negating" them.**

21. CMC 16-2016 contains a direct command to the police to "neutralize" and "negate" suspected drug personalities:

- "This Command Memorandum Circular sets forth the general guidelines, procedures and tasks of police offices/units/stations in the conduct of the Philippine National Police (PNP) Anti-Illegal Drugs Campaign Plan – PROJECT: DOUBLE BARREL" in support to the Barangay Drug Clearing Strategy of the government and the neutralization of illegal drug personalities nationwide." [emphasis added];<sup>49</sup>

<sup>49</sup> PNP Command Memorandum Circular No. 16-2016, pp. 1-2.

- “The PNP intends to equally address illegal drug problems in the barangays and at the same time pursue the neutralization of illegal drug personalities as well as the backbone of illegal drugs network operating in the country” [emphasis added];<sup>50</sup>
- “Any person suspected to be involved in illegal drug trafficking who denies or refuses the house to house visitation shall be referred to the Anti-Illegal Drug Units for immediate case build-up and negation” [emphasis added];<sup>51</sup>
- IG: xxx “b) Assist in the neutralization of drug groups/personalities...;”<sup>52</sup>
- “Conduct intensified anti-illegal drugs operations through the respective Chiefs of Police and the Anti-Illegal Drug Units in the clearing of drug affected barangays by focusing on the neutralization of street level drug personalities in the AOR” [emphasis added];<sup>53</sup>
- Focus Teams: xxx “b) Neutralize High value and street level targets to include their support systems (Drug Lords, their protectors, coddlers and supporters)” [emphasis added];<sup>54</sup>
- “Continuous conduct of house visitations and referrals for documentation, rehabilitation and negation” [emphasis added].<sup>55</sup>

22. The term “neutralization” has no counterpart in law; but it has been used in official PNP documents and by PNP Chief Ronald dela Rosa as a euphemism for killing:

**‘NEUTRALIZED IS BETTER’ – PNP ditches ‘killed’ term in Oplan Double Barrel report**

The Philippine National Police (PNP) has removed the term “killed” in its latest update on the number of drug suspects slain in police operation.

<sup>50</sup> *Id.* at p. 3.

<sup>51</sup> *Id.* at p. 5.

<sup>52</sup> *Id.* at p. 12.

<sup>53</sup> *Id.* at p. 15.

<sup>54</sup> *Id.* at p. 16.

<sup>55</sup> *Id.* Annex A – “Stages of Project Tokhang” of CMC 16-2016.



The PNP's update on the progress of its Oplan Double Barrel on Tuesday used the word "neutralized" instead. (emphasis added)

xxx

In its latest report on Oplan Double Barrel, the PNP said a total of 1,661 drug suspects have been "neutralized" and 29,910 have been arrested in 31,215 operations conducted from July 1 to 6 a.m. of October 18.<sup>56</sup> (emphasis added)

\*\*\*

Philippine National Police chief Director General Ronald de la Rosa on Wednesday said he received reports that generals involved in illegal drugs are now raising bounty to have him neutralized. Dela Rosa said he is having the report validated. (emphasis added)

"Balita ko lang na pinpondohan kami. Tsismis lang naman yung narinig ko. Bine-verify pa...", he told reporters at the sidelines of the Asian Defence, Security, and Crisis Management Exhibition and Conference in Pasay City. "We have received information na itong heneral na mayayaman na ito nakapag-apon na ng pera ay pinopondohan na kami para ma-neutralize," he said.<sup>57</sup> (emphasis added)

\*\*\*

"Mas ipa-priorit[ize] ko 'yung pulis na nangungurakot sa inyo, ipa-priorit[ize] ko silang i-neutralize. I will neutralize them kaya warning ito sa mga pulis natin na umiikot diyan, ginagamit yung war on drugs para sa pangongotong. I will break your neck, babaliin ko yung leeg ninyo, literally, literally 'yan, tignan natin," he said.<sup>58</sup> (emphasis added)

<sup>56</sup> Amita Legaspi, 'Neutralized is better': PNP ditches 'killed' term in Oplan Double Barrel report, GMA News, 18 October 2016, <http://www.gmanetwork.com/news/story/585408/news/nation/pnp-ditches-killed-term-in-oplan-double-barrel-report>.

<sup>57</sup> Amita Legaspi, PNP chief: Generals involved in drugs raising bounty to neutralize me, GMA News, 28 September 2016, <http://www.gmanetwork.com/news/story/583055/news/nation/pnp-chief-generals-involved-in-drugs-raising-bounty-to-neutralize-me>.

<sup>58</sup> Amita Legaspi, Bato warns extorting cops: I'll break your necks, literally, GMA News, 14 November 2016, <http://www.gmanetwork.com/news/story/588761/news/nation/bato-warns-extorting-cops-i-ll-break-your-necks-literally#sthash.WZTUrdRa.dpuf>.

23. While CMC 16-2016 does not define the term “negation” either, it is obvious that this term is used interchangeably with the term “neutralization.” The terms “negation” and “neutralization” have no counterpart in law. If the intent of CMC 16-2016 is to arrest and prosecute suspected criminals, it should have used those terms instead of negation and neutralization.

24. As a direct consequence of the use of the terms “neutralization” and “negation” in CMC 16-2016, over 7,000 persons have been summarily killed by the PNP while under police custody and in buy-bust and other police operations.

25. CMC 16-2016, in short, should be enjoined and prohibited because it expressly authorizes extra-judicial killings.

***B. The PNP’s “War on Drugs” violates the right to due process of law, to be presumed innocent, and to a fair trial by doing away with the basic police duty of evidence-gathering and case build-up and replacing it with the compilation of lists of names of suspected criminals supplied by barangay officials for the purpose of “neutralizing” and “negating” them.***

26. In lieu of requiring the police to gather evidence and build-up cases against drug offenders, CMC 16-2016 requires all regional, provincial, city and municipal police offices and stations to compile and maintain “updated watch/target lists” and “wanted lists” of drug personalities and most wanted drug traffickers, and mandates the police to “neutralize” the persons whose names appear on these lists:

#### **Tasks**

XXX

23) PROs/PPOs/CPOs/CPS/MPS<sup>60</sup>

XXX

**d) Conduct validation with BADACs to account and identify all drug groups pushers/users in each barangays and conduct intensified anti-illegal drugs operations in priority drug affected barangays, focusing on street-level drug personalities;**

**e) Conduct intensified anti-illegal drugs operations**

<sup>60</sup> These are acronyms that stand for Police Regional Offices (PROs), Police Provincial Offices (PPOs), City Police Offices (CPOs), City Police Stations (CPS), and Municipal Police Stations (MPS).

through the respective Chiefs of Police and the Anti-Illegal Drug Units in the clearing of drug affected barangays by focusing on the neutralization of street level drug personalities in the AOR.

f) Maintain updated watch/target list, wanted list on drug groups/personalities and most wanted drug traffickers. (emphasis added)

27. These watch lists, target lists and wanted lists are not published or made known to the public. They are compiled based on names supplied primarily by barangay officials. The names that appear on the list—whether justified or not—then become targets for “neutralization”:

- “This Command Memorandum Circular sets forth the general guidelines, procedures and tasks of police offices/units/stations in...support to the Barangay Drug Clearing Strategy of the government and the neutralization of illegal drug personalities nationwide.” [emphasis added];<sup>61</sup>
- “The PNP intends to equally address illegal drug problems in the barangays and at the same time pursue the neutralization of illegal drug personalities...”;<sup>62</sup> [emphasis added]
- [All regional, provincial, city and municipal police offices shall] “[c]onduct intensified anti-illegal drugs operations through the respective Chiefs of Police and the Anti-Illegal Drug Units in the clearing of drug affected barangays by focusing on the neutralization of street level drug personalities in the AOR” [emphasis added];<sup>63</sup> [emphasis added]
- Focus Teams: xxx “ b) Neutralize High value and street level targets to include their support systems (Drug Lords, their protectors, coddlers and supporters)” [emphasis added].<sup>64</sup>

28. The practice of compiling watch/target lists of alleged drug offenders based on names supplied by barangay officials, and then using these lists to identify persons who will be targeted for neutralization, contravenes proper police procedure which requires the gathering of admissible evidence and the building up of cases for prosecution in court. It also violates the right to due process of law, the right to be presumed innocent until proven otherwise in court, and the right to a fair trial. What

<sup>61</sup> PNP Command Memorandum Circular No. 16-2016, pp. 1-2.

<sup>62</sup> *Id.* at p. 3.

<sup>63</sup> *Id.* at p. 15.

<sup>64</sup> *Id.* at p. 16.

this Court said in People v. Aminudin, G.R. No. 74869, 6 July 1988, about the furtive finger of an unknown informant, applies to CMC 16-2016, which establishes a nationwide system of compulsory informants:

...It was only when the informer pointed to him as the carrier of the marijuana that he suddenly became suspect and so subject to apprehension. *It was the furtive finger that triggered the arrest. The identification by the informer was the probable cause as determined by the officers (and not by a judge) that authorized them to pounce upon Aminudin and immediately arrest him.* [emphasis added]

29. In the same manner, the furtive fingers of thousands of barangay officials throughout the country have now become the probable cause as determined by the police (and not by judges) that authorize them to “neutralize” alleged drug offenders without a fair trial, without due process of law, and in violation of their right to be presumed innocent. RYAN DAVE T. ALMORA, the brother of petitioner AILEEN ALMORA, is just one of the victims of these watch-lists.

30. The practice of turning barangay officials into informants dates back to the time when President Duterte was the Mayor of Davao City and the “Davao Death Squads” emerged in the public consciousness. As Mr. Philip Alston, then the Special Rapporteur on extrajudicial, summary or arbitrary executions, recommended in 2008, this practice must be stopped:

“While particular crimes should be reported, laws and practices in which barangay councils or captains submit names (e.g., of drug pushers) for inclusion on law enforcement watch lists *should be abolished.*”<sup>65</sup> [emphasis added]

*C. The house to house visits being conducted by the PNP are unconstitutional because (i) they are not limited to so-called “drug personalities”; (ii) their real purpose is not to “persuade” drug offenders “to stop their illegal activities” but rather to kill or “negate” those who refuse to be persuaded as well as those who deny involvement in criminal activity; and (iii) they are based on the furtive fingers of unknown informants.*

31. CMC 16-2016 describes PROJECT TOKHANG as “a practical and realistic means of accelerating the drive against illegal drugs” which “involves the concept of house to house visitations to persuade suspected

<sup>65</sup> Report of Philip Alston, then the United Nations Special Rapporteur on extrajudicial, summary or arbitrary executions,, Addendum - Mission to Philippines, U.N. Doc. A/HRC/8/3/Add.2 page 24 (2008).

illegal drug personalities to stop their illegal drug activities.”<sup>66</sup> As a police measure, however, “persuading” a suspected drug offender to stop doing illegal drug activities is like asking a thief to stop stealing or a bank robber to stop robbing banks. It makes no sense, unless there is a corresponding punishment, as in, “You better stop that, or else.” While CMC 16-2016 makes it appear that PROJECT TOKHANG is a benign method of persuasion, a closer look at the circular shows that its real purpose is to “negate” or “neutralize” persons who refuse to be persuaded or who deny involvement in illegal drugs. This is clear from the following provisions of CMC 16-2016, which direct what the police should do to anyone who denies or refuses a house to house visitation:

“Any person suspected to be involved in illegal drug trafficking who denies or refuses the house to house visitation shall be referred to the Anti-Illegal Drug Units for immediate case build-up and negation.”<sup>67</sup> [emphasis added]

Xxx

#### STAGE 4 [OF PROJECT TOKHANG]:

Continuous conduct of house visitations and referrals for documentation, rehabilitation, and negation. [emphasis added]

Xxx

When taken together with the directive in CMC 16-2016 to all police offices and stations nationwide of “...focusing on the neutralization of street level drug personalities in the AOR,” the purpose of PROJECT TOKHANG becomes clear and unmistakable—to negate and neutralize all persons identified as street level drug personalities who refuse a house visit or deny involvement in illegal drugs.

32. PROJECT TOKHANG, therefore, is unconstitutional because its real purpose is not just to “persuade” drug offenders to stop their drug activities, but rather to kill them.

33. PROJECT TOKHANG is also unconstitutional because it authorizes the police to invade and search homes and arrest residents without warrant, which is what happened to RYAN DAVE ALMORA, the brother of petitioner AILEEN ALMORA, and REX APARRI, the son of petitioner ROWENA APARRI. As this Court held in People v. Bolasa, G.R. No. 125754, 22 December 1999:

<sup>66</sup> See Annex “A” of this Petition, CMC 16-2016, at p. 3.

<sup>67</sup> *Id.* at par. 4(e), p. 5.

“The State cannot in a cavalier fashion intrude into the persons of its citizens as well as into their houses, papers and effects. The constitutional provision [Sec. 2, Art. III of the 1987 Constitution] sheathes the private individual with an impenetrable armor against unreasonable searches and seizures. It protects the privacy and sanctity of the person himself against unlawful arrests and other forms of restraint, and prevents him from being irreversibly ‘cut off from that domestic security which renders the lives of the most unhappy in some measure agreeable.’ xxx on the contrary, it indicates that the apprehending officers should have conducted first a surveillance considering that the identities and address of the suspected culprits were already ascertained.”

***D. The PNP’s “War on Drugs” has no legal basis because it is based on a mere verbal campaign promise by then candidate Rodrigo Duterte “to get rid of illegal drugs” within the first six months of his term and is not supported by any executive order, administrative order, memorandum circular, memorandum order or proclamation issued by President Duterte.***

34. President Duterte has studiously avoided exercising his ordinance power as President with regard to the PNP’s war on illegal drugs. That is why CMC 16-2016 does not cite any executive order, administrative order, memorandum circular, memorandum order or proclamation of the President. Instead, it cites a mere verbal pronouncement by respondent Rodrigo Duterte “to get rid of illegal drugs during the first six months of his term” – a campaign promise that Duterte made while he was merely a presidential candidate.

35. CMC 16-2016, in other words, is not based on any presidential directive but rather is based on a mere verbal pronouncement or campaign promise made by Duterte before he assumed the presidency—which obviously has no legal force and effect.

36. Book III, Title 1, Chapter 2 of Executive Order No. 292 mandates that the exercise of the President’s ordinance power must be in writing and must be embodied in an executive order, administrative order, memorandum order, memorandum circular, or proclamation:

## CHAPTER 2 Ordinance Power

SECTION 2. Executive Orders.—Acts of the President providing for rules of a general or permanent character in implementation or execution of constitutional

or statutory powers shall be **promulgated** in executive orders.

SECTION 3. Administrative Orders.—Acts of the President which relate to particular aspects of governmental operations in pursuance of his duties as administrative head shall be **promulgated** in administrative orders.

SECTION 4. Proclamations.—Acts of the President fixing a date or declaring a status or condition of public moment or interest, upon the existence of which the operation of a specific law or regulation is made to depend, shall be **promulgated** in proclamations which shall have the force of an executive order.

SECTION 5. Memorandum Orders.—Acts of the President on matters of administrative detail or of subordinate or temporary interest which only concern a particular officer or office of the Government shall be **embodied** in memorandum orders.

SECTION 6. Memorandum Circulars.—Acts of the President on matters relating to internal administration, which the President desires to bring to the attention of all or some of the departments, agencies, bureaus or offices of the Government, for information or compliance, shall be **embodied** in memorandum circulars. [emphasis added]

SECTION 7. General or Special Orders.—Acts and commands of the President in his capacity as Commander-in-Chief of the Armed Forces of the Philippines shall be issued as general or special orders.

37. That E.O. 292 mandates that the exercise of the President's ordinance power must be in writing is shown by the use of the phrases "promulgated in" or "embodied in" appearing in Sections 1 to 6 of Chapter 2 above. The only exception when verbal instructions may be given appears in Section 7, but this section applies only when the President is acting in his capacity as commander-in-chief of the Armed Forces of the Philippines. As the Hon. Justice Carpio explained in his concurring opinion in Abakada Guro Party List v. Purisima, G.R. No. 166715, August 14, 2008:

**These provisions of the Revised Administrative Code do not grant, but merely recognize the Presidents Ordinance Power and enjoin that such power shall be promulgated**



**according to certain nomenclatures. The Presidents Ordinance Power is the Executives rule-making authority in implementing or executing constitutional or statutory powers....**

38. CMC 16-2016, therefore, has no legal basis because it is not supported by any executive order, administrative order, memorandum order, memorandum circular, or proclamation issued by President Duterte. On this ground alone, it should be permanently enjoined and prohibited.

***E. The thousands of alleged “nanlaban” cases where persons under police custody have been killed allegedly because they resisted or fought back deserve judicial intervention. The police should be required to submit all firearms involved in the killings to the NBI for forensic examination. The NBI should be designated as the evidence custodian of all firearms allegedly used by the deceased in all “nanlaban” cases. The IAS and NAPOLCOM should be required to submit a monthly report to the Court on the status of the investigation of all “nanlaban” cases, the names of the police officers involved, the serial numbers and descriptions of the firearms allegedly used by the deceased and those discharged by the police.***

39. At least 3,850 persons killed during police operations from July 1, 2016 up to September 15, 2017. Based on the public statements of PNP spokesperson Senior Supt. Dionardo Carlos, at least 3,850 “drug suspects” have been killed in police operations from July 1, 2016—the day respondent DELA ROSA issued PNP MC 16-2016—until September 15, 2017.<sup>68</sup> Despite the large number of deaths, it appears that only a handful of these cases (not more than 10) have been subjected to inquest proceedings.<sup>69</sup> Based on the attached CHR certification, moreover, it appears that only three (3) criminal cases have been filed before the courts against law enforcement authorities allegedly involved in drug-related extrajudicial killings.<sup>70</sup>

40. The alarming number of persons killed in police operations deserve proper investigation but apparently this is not being done.

<sup>68</sup> See GMA News Online article by Amita Legaspi published on September 28, 2017, 5:22 p.m. entitled “Only 2.5% of homicide cases are drug-related, says PNP” available at <http://www.gmanetwork.com/news/news/nation/627563/only-2-5-of-homicide-cases-are-drug-related-says-pnp-story/>. See also PHILSTAR GLOBAL article by Helen Flores updated on September 28, 2017 entitled “Half of Pinoys doubt cops on ‘nanlaban’ drug deaths” available at <http://www.philstar.com/headlines/2017/09/28/1743481/half-pinoys-doubt-cops-nanlaban-drug-deaths>.

<sup>69</sup> Rappler article by Bea Cupin published on September 27, 2017 at 3:53 p.m. entitled “PNP on anti-drugs ops: Thousands of deaths, only 10 inquest reports” available at <http://www.rappler.com/nation/183535-pnp-anti-drugs-operations-deaths-inquest-reports>.

<sup>70</sup> See CHR Certification attached to this petition as Annex “J”.



41. Petitioners' relatives – RYAN DAVE ALMORA and REX APARRI – are among those who were killed in police operations allegedly because they resisted or “nanlaban.” They respectfully submit that this Court should issue a writ of *amparo* –

- a. Directing the respondents to submit (i) the firearms allegedly used by RYAN DAVE ALMORA and REX APARRI to the National Bureau of Investigation for forensic examination and safekeeping, and (ii) the firearms discharged by the police in the cases of RYAN DAVE ALMORA and REX APARRI to the NBI for forensic examination;
- b. Directing the NBI to submit monthly reports to the Court (or to the Court of Appeals or such other court designated by this Court) on the progress of its investigation into the deaths of RYAN DAVE ALMORA and REX APARRI;
- c. Requiring, in all cases of “nanlaban,” i.e., cases where persons are killed while under police custody and the police claim that the killing was justified, that the police officers involved submit (a) the firearm/s allegedly used by the deceased to the National Bureau of Investigation for forensic examination and safekeeping, and (b) the firearm/s that the police discharged to the NBI for forensic examination;
- d. Requiring the IAS and/or NAPOLCOM to submit a monthly report to the Court on the number of persons killed while under police custody, the names of the PNP members involved, and the status of their investigation and/or prosecution, the serial numbers and descriptions of the firearms allegedly used by the deceased, the place where the firearms are being kept, and the name and address of the custodian of the firearms.
- e. Issuing temporary protection orders to protect petitioners and the the members of their immediate families from being harassed, arrested, threatened, harmed or killed by the respondents and/or any all officers, agents, or other persons acting under their authority or supervision; and from being included in drug lists, watch lists, wanted lists, or similar lists of illegal drug or criminal personalities; and after due proceedings, to render judgment making the protection orders permanent.

***F. By establishing a system of anonymous reporting of suspected criminals, DILG MC 2017-112 violates the right to due process of law and to be presumed innocent.***

42. DILG MC 2017-112<sup>71</sup> institutionalizes the reporting of names of suspected criminals. While encouraging citizens to report crimes is perfectly legal, MC 2017-112 is not about reporting crimes—it is about compiling names of purported criminals. That is why MC 2017-112, like CMC 16-2016, is not only dangerous but unconstitutional.

43. There is a big difference between the reporting of criminal acts and the reporting of suspected criminals. The reporting of crimes is done by witnesses who have knowledge of criminal activity. The reporting of alleged criminals can be done by anyone who suspects, rightly or wrongly, that another person is a criminal. So long as the informant believes that another person is a criminal, he or she can submit that person's name—even if the belief is based on mere conjecture or speculation. A system of anonymous reporting, moreover, allows anyone—even one who merely holds a personal or political grudge against another—to submit the name of his or her enemy and brand them as a criminal.

44. By establishing a system of anonymous reporting of suspected criminals, MC 2017-112 violates the right to due process of law and to be presumed innocent. It also supplants the duty of the police to gather evidence with the function of compiling names of suspected criminals without any safeguards for protecting innocent persons.

#### **VI. Grounds for Granting Relief under the Writ of Prohibition**

45. Petitioners reiterate and re-plead by reference the allegations in the preceding paragraphs of this petition.

46. In issuing PNP CMC 16-2016 and DILG MC 2017-112, respondents DE LA ROSA and CUY have acted without or in excess of their jurisdiction and/or with grave abuse of discretion amounting to lack or excess of jurisdiction, and there is no appeal or plain, speedy and adequate remedy in the ordinary course of law.

47. Petitioners are personally and directly aggrieved by these issuances.

48. The writ of prohibition, therefore, lies and the privilege of the writ should be granted.

#### **VII. Grounds for Granting Relief under the Writ of Amparo**

49. Petitioners reiterate and re-plead by reference the allegations in the preceding paragraphs of this petition.

---

<sup>71</sup> Certified true copy attached as an integral part of this petition as Annex "K".

50. Petitioners' rights to life, liberty and security have been threatened by the unlawful acts and omissions of the respondents and their subordinates. The right to life, moreover, of petitioner ALMORA's brother, RYAN DAVE ALMORA, and petitioner APARRI's son, REX APARRI, have been violated by their extralegal killing which was authorized by CMC 16-2016.

51. Petitioners are personally and directly aggrieved by the respondents' unlawful acts and omissions.

52. To petitioners' knowledge, no genuine investigation into the deaths of RYAN DAVE ALMORA and REX APARRI, and the shooting of JEFFERSON SORIANO, have been conducted by the PNP.

53. As public officers, respondents and their subordinates must exercise extraordinary diligence in the performance of their duties, and cannot invoke the presumption that official duty has been regularly performed to evade responsibility or liability [Section 17, The Rule on the Writ of Amparo].

54. Petitioners, therefore, are entitled to relief under the Rule on the Writ of Amparo.

### **VIII. Grounds for Issuing Provisional Relief**

55. **Temporary Restraining Order and/or Preliminary Injunction.** Petitioners are entitled to the relief demanded in this petition, the whole or part of which consists in restraining the commission or continuance of the acts complained of, which include the implementation and enforcement of PNP CMC 16-2016 and similar PNP circulars; and in requiring the respondents to respect the rights guaranteed by the Bill of Rights of the Constitution.

56. The commission and continuance of the acts complained of during this litigation, which include the implementation and enforcement of PNP CMC 16-2016 and similar issuances, will definitely work injustice to petitioners, to others who are similarly situated, and to the general public.

57. The respondent is doing, threatening, and/or attempting to do, or are procuring or suffering to be done, acts that violate the rights of petitioners and of all Filipinos guaranteed by the Bill of Rights of the Constitution, which are the subject of this Petition, and which tend to render the judgment ineffectual.

58. Unless respondent is restrained by this Court, Petitioners and others who are similarly situated have suffered and will continue to suffer great and irreparable injury from the continued implementation and enforcement of CMC 16-2016.

59. A temporary restraining order and/or preliminary injunction are needed to preserve the rights of petitioners pending adjudication of this petition.

60. **Temporary Protection Order.** Petitioners and their immediate families fear for their lives because they have mustered the courage to file this petition and challenge the PNP's War on Drugs. The danger to their lives, safety and security is real and palpable. After the killing of Rex Aparri, the neighbors informed petitioner ROWENA APARRI that they had seen the man involved in the killing of Rex, who identified himself as "Alvarez", near the Aparri residence and apparently monitoring it on several occasions.<sup>71</sup> Petitioner JEFFERSON SORIANO, who was left for dead after being shot several times, likewise fears for his life, safety and security.<sup>72</sup> The same goes for petitioner AILEEN ALMORA, whose brother was killed in a TOKHANG police operation.

61. **Production Order.** Respondents are in possession and have custody and control over the police reports, forensic and/or medico-legal reports and records, photographs, sketches, firearms allegedly used by RYAN DAVE ALMORA and REX APARRI, and other documents and things which constitute or contain evidence relevant to this petition. Petitioners, therefore, seek and hereby move that the Honorable Court order respondents to produce and permit petitioners (through their legal counsels) to inspect, copy and photograph the same.

### **PRAYER**

WHEREFORE, the petitioners respectfully pray the Honorable Court:

[1] That while this case is pending, a temporary restraining order and/or preliminary injunction be issued restraining/enjoining the respondents, and any of their agents, representatives, or assigns –

- a. From implementing or enforcing PNP CMC No. 16-2016 and any similar issuances, as well as all orders, directives and instructions emanating from CMC 16-2016;
- b. From implementing or carrying out any instructions, pronouncements or utterances of RODRIGO ROA

<sup>71</sup> See affidavit of Rowena Aparri, **Annex "F"** at par. 26.

<sup>72</sup> See affidavit of Jefferson Soriano, **Annex "I"** at pars.36-38.

DUTERTE relating to the PNP's war on drugs or anti-illegal drugs campaign that are not in writing and which do not conform to the President's ordinance power under Executive Order No. 292;

- c. From implementing or carrying out DILG MC 2017-112 and all other circulars, instructions and/or directives emanating or derived from it.

[2] That while this case is pending, in addition to the above, that the Honorable Court grant the following provisional relief under the Rule on the Writ of Amparo and issue:

- a. A Temporary Protection Order prohibiting respondents, or any of their agents, representatives, or assigns, from (i) entering within a radius of one kilometer from the petitioners' respective residences and places of work; (ii) harassing, threatening, arresting, or physically or psychologically harming the petitioners and their immediate families;
- b. A Production Order directing the respondents to produce and permit petitioners (through their legal counsels) to inspect, copy, and photograph the police reports, forensic and/or medico-legal reports and records, photographs, sketches, firearms allegedly used by RYAN DAVE ALMORA and REX APARRI, and other documents and things in their possession and under their custody and control which constitute or contain evidence relevant to this petition.

[3] That this case be set for oral argument; and

[4] That after due proceedings, judgment be rendered –

- a. Making the temporary restraining order, injunction, and temporary protection orders permanent;
- b. Issuing and granting a writ of prohibition—
  - i. Prohibiting respondents or any of their agents, representatives, or assigns, from implementing and/or enforcing CMC 16-2016 and any similar circulars, as well as all orders or directives emanating or derived from CMC 16-2016; and

- ii. Prohibiting respondents, or any of their agents, representatives, or assigns, from implementing or enforcing any instructions, commands, or utterances of President Rodrigo Roa Duterte to the PNP and/or DILG in relation to the war on drugs/anti-illegal drugs campaign that are not in writing and do not conform to the President's ordinance power under Executive Order No. 292;
  - iii. Prohibiting respondents or any of their agents, representatives, or assigns, from implementing and/or enforcing DILG MC 2017-112 and any similar circulars, as well as all circulars, instructions, orders or directives emanating from it.
- c. Issuing and granting the writ of *amparo* to safeguard the rights of the people not to be deprived of life, liberty or security without due process and equal protection of the laws, including but not limited to the following:
- i. Recognition that the killings of RYAN DAVE T. ALMORA and REX APARRI are extralegal killings covered by the Rule on the Writ of *Amparo*; and that the shooting of JEFFERSON SORIANO is likewise covered by the Rule on the Writ of *Amparo* because it violated his right to life, liberty and security, and constitutes a continuing threat thereto;
  - ii. Holding the PNP, through the PNP Chief, directly responsible for the disclosure of material facts known to the government and to their offices regarding the extralegal killing of RYAN DAVE T. ALMORA and REX APARRI, and the shooting of JEFFERSON SORIANO, and for the conduct of proper investigations using extraordinary diligence, with the obligation to show investigation results acceptable to this Court within sixty (60) days from notice;
  - iii. Directing respondents to submit (i) the firearms allegedly used by RYAN DAVE T. ALMORA and REX APARRI to the NBI for forensic examination and safekeeping, and (ii) the firearms discharged by

the police in the cases of RYAN DAVE ALMORA and REX APARRI to the NBI for forensic examination;

- iv. Directing the NBI to conduct a thorough and impartial investigation into the deaths of RYAN DAVE T. ALMORA and REX APARRI and the shooting of JEFFERSON SORIANO, and to submit an investigation report to the Court (or to the Court of Appeals or such other court designated by this Court) within six (6) months from notice;
- v. Requiring, in all cases of "nanlaban," (cases where persons are killed while under police custody and the police claim that the killing was justified), that the police officers involved submit (a) the firearm/s allegedly used by the deceased to the National Bureau of Investigation for forensic examination and safekeeping, and (b) the firearm/s that the police discharged to the NBI for forensic examination;
- vi. Requiring the IAS and/or NAPOLCOM to submit a monthly report to the Court on the number of persons killed while under police custody, the names of the PNP members involved, the status of their investigation and/or prosecution, the serial numbers and descriptions of the firearms allegedly used by the deceased and the police, the place where the firearms are being kept, and the name/s and address/es of the custodian of the firearms;
- vii. Issuing temporary protection orders to protect petitioners and the members of their immediate families from being harassed, arrested, threatened, harmed or killed by the respondents and/or any all officers, agents, or other persons acting under their authority or supervision; and from being included in drug lists, watch lists, wanted lists, or similar lists of illegal drug or criminal personalities; and after due proceedings, to render judgment making the protection orders permanent; and

viii. Requiring that the above-mentioned obligations be directly enforceable against whoever may be the incumbent PNP Chief and DILG Secretary or Officer-in-Charge, under pain of contempt from this Court when the initiatives and efforts at disclosure and investigation constitute less than the extra-ordinary diligence required by the Rule on the Writ of *Amparo* and the circumstances of this case.

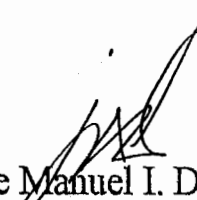
[5] Conceding unto petitioners such further and other relief this Honorable Court may deem just and equitable in the premises.

Metro Manila, Philippines, 10 October 2017.

**FREE LEGAL ASSISTANCE GROUP  
(FLAG)**

Counsel for Petitioners  
c/o Sanidad Law Office  
77 Malakas Street  
Brgy. Pinyahan, Quezon City

By:

  
Jose Manuel I. Diokno  
Roll of Attorneys No. 35394  
PTR No. 4008612C, 01-20-17, Quezon City  
IBP (Lifetime) No. 00236, 02-09-96, Pasig City  
MCLE Exemption No. V-001206 (Valid until 4-14-19)  
BM2012 Mandatory Legal Aid Service  
Exempt – Free Legal Assistance Group  
Tel. No. 877-9242  
[dioknolawcenter@gmail.com](mailto:dioknolawcenter@gmail.com)





Pablito V. Sanidad

Roll of Attorneys No.

PTR No. 2945775, 01-05-17, Baguio City

IBP No. 106211, 01-10-17, Baguio City

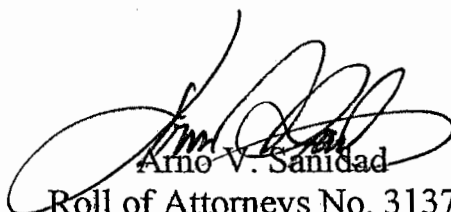
MCLE Compliance No. V-000878, 06-19-15

(Valid until 04-14-19)

BM2012 Mandatory Legal Aid Service

Exempt – Free Legal Assistance Group

pvsanidad@me.com



Arno V. Sanidad

Roll of Attorneys No. 31374

PTR No. 3802461, 01-03-17, Quezon City

IBP (Lifetime) No. 07913, 01-09-09, Ilocos Sur

MCLE Exemption No. V-000423, 5-28-15

BM2012 Mandatory Legal Aid Service

Exempt – Free Legal Assistance Group

Tel. No. 920-5004

arnovsanidad@yahoo.com



Felix J. Mariñas, Jr.

Roll of Attorneys No. 35517

PTR No. 5413107, 01-05-17, Antipolo

IBP No. 1058408, 01-06-17, Rizal Chapter

MCLE Compliance No. VI-0000647

(Valid until April 14, 2022)

BM2012 Mandatory Legal Aid Service

Exempt – Free Legal Assistance Group

brodchato@gmail.com

237359

**VERIFICATION AND CERTIFICATION  
AGAINST FORUM SHOPPING**

I, **ATTY. AILEEN ALMORA**, of legal age, Filipino, after being duly sworn, hereby depose and state under oath that:


1. I am one of the petitioners in the above-entitled case, and I have caused the preparation of the foregoing petition;
2. I have read the petition and affirm that its allegations and attachments are true and correct of my own personal knowledge or based on authentic records;
3. I hereby certify that I have not commenced any action or filed any claim involving the same issues in any other court, tribunal or quasi-judicial agency and, to the best of my knowledge, no such other action or claim involving the same issues is pending therein;
4. If I should hereafter learn that the same or similar action or claim has been filed or is pending before another court, tribunal or quasi-judicial agency, I shall report this fact within five (5) days therefrom to this Honorable Court.

IN WITNESS WHEREOF, I have signed this instrument on 03 OCT 2017  
at MAKATI CITY.

  
**ATTY. AILEEN ALMORA**  
Petitioner

SUBSCRIBED AND SWORN to before me this 03 OCT 2017  
at MAKATI CITY, affiant exhibiting to me her competent evidence of  
identity consisting of  
her IBP ID (Roll No. 63263)

Doc No. 182;  
Page No. 36;  
Book No. I;  
Series of 2017.

  
**DOMINGO T. ANONUEVO**  
Appointment No. M-125 (2017-2018)  
Notary Public for Makati City  
Until December 31, 2018  
PTR No. 5910017 - Jan. 03, 2017  
IBP LRN-06265 - LAGUNA Chapter  
Roll of Attorney No. 30063  
Unit 212 Makati Executive Tower 2  
Dela Rosa St., Brgy. Pio Del Pilar Makati City  
Tel. / Fax 856-3141

**VERIFICATION AND CERTIFICATION  
AGAINST FORUM SHOPPING**

I, ROWENA BUSTAMANTE APARRI, of legal age, Filipino, married to Nelson Aparri, after being duly sworn, hereby depose and state under oath that:


1. I am one of the petitioners in the above-entitled case, and I have caused the preparation of the foregoing petition;
2. I have read the petition and affirm that its allegations and attachments are true and correct of my own personal knowledge or based on authentic records;
3. I hereby certify that I have not commenced any action or filed any claim involving the same issues in any other court, tribunal or quasi-judicial agency and, to the best of my knowledge, no such other action or claim involving the same issues is pending therein;
4. If I should hereafter learn that the same or similar action or claim has been filed or is pending before another court, tribunal or quasi-judicial agency, I shall report this fact within five (5) days therefrom to this Honorable Court.

IN WITNESS WHEREOF, I have signed this instrument on 8  
September 2017 at Quezon City.

  
ROWENA BUSTAMANTE APARRI  
Petitioner

SUBSCRIBED AND SWORN to before me this 8 September 2017  
at Quezon City, affiant exhibiting to me her competent evidence of  
identity consisting of  
TIN 433-126-712-000 issued on 03/04/2013 in Manila, Philippines.

Doc No. 280;  
Page No. 58;  
Book No. 1;  
Series of 2017.

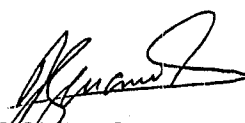
  
**JOSE AARON M. PEDROSA, JR.**  
Commission No. NP/117 (2016-2017)  
Notary Public for Quezon City  
Valid until December 31, 2017  
117 Alley 2, Road 7, Project 6, Quezon City  
Attorney Roll No. 61770  
PTR No. 3864029 1/9/2017 Quezon City  
IBP No. 1061213 1/9/2017 Pasig City  
MCLE Compliance No. V-0013894 02/11/20

**VERIFICATION AND CERTIFICATION  
AGAINST FORUM SHOPPING**

I, JEFFERSON ACENA SORIANO, of legal age, Filipino, single, after being duly sworn, hereby depose and state under oath that:

1. I am one of the petitioners in the above-entitled case, and I have caused the preparation of the foregoing petition;
2. I have read the petition and affirm that its allegations and attachments are true and correct of my own personal knowledge or based on authentic records;
3. I hereby certify that I have not commenced any action or filed any claim involving the same issues in any other court, tribunal or quasi-judicial agency and, to the best of my knowledge, no such other action or claim involving the same issues is pending therein;
4. If I should hereafter learn that the same or similar action or claim has been filed or is pending before another court, tribunal or quasi-judicial agency, I shall report this fact within five (5) days therefrom to this Honorable Court.


IN WITNESS WHEREOF, I have signed this instrument on September 12, 2017 at Quezon City, Philippines

  
JEFFERSON ACENA SORIANO  
Petitioner

SUBSCRIBED AND SWORN to before me this 12th day of September at Quezon City, affiant exhibiting to me his competent evidence of identity consisting of

VIN 7404 - 1399A - 11484 JAS 10608

Doc No. 182;  
Page No. 58;  
Book No. 1;  
Series of 2017.

  
JOSE AARON M. PEDROSA, JR.  
Commission No. NP-117 (2016-2017)  
Notary Public for Quezon City  
Valid until December 31, 2017  
117 Alley 2, Road 7, Project 6, Quezon City  
Attorney Roll No. 61770  
PTR No. 3864029 1/9/2017 Quezon City  
IBP No. 1061213 1/9/2017 Pasig City  
MCLE Compliance No. V-0013894 02/11/2016

## LIST OF ANNEXES

<u>Annex</u>	<u>Description</u>
"A"	Certified true copy of PNP CMC 16-2016
"B"	Certified true copy of Transcript of Stenographic Notes (T.S.N.) of the hearing conducted by the Senate Committee on Public Order and Dangerous Drugs on 24 August 2017, G.E. Sapinoso, V-1, 2:39 p.m., pp. 1-4, 37-38
"C"	Print-out of online article written by Amita Legaspi entitled <i>PNP chief: Generals involved in drugs raising bounty to neutralize me</i> , GMA News, 28 September 2016
"C-1"	Print-out of online article written by Amita Legaspi entitled <i>'Neutralized is better': PNP ditches 'killed' term in Oplan Double Barrel report</i> , GMA News, 18 October 2016
"C-2"	Print-out of online article written by Amita Legaspi entitled <i>Bato warns extorting cops: I'll break your necks, literally</i> , GMA News, 14 November 2016
"D"	Certified true copy of the Transcript of Stenographic Notes (TSN) of testimony of PNP Chief Ronald dela Rosa before the Senate Committee on Justice and Human Rights joint with the Committee on Public Order and Dangerous Drugs dated 23 August 2016, Mhulep, VII-2, 1:23 p.m., pp. 1-4, 178-181
"E"	Copy of PNP Investigation Report in the case of RYAN DAVE T. ALMORA
"E-1"	Copy of Medico-Legal Report No. BSD-072-16 on RYAN DAVE T. ALMORA
"F"	<i>Sinumpaang Salaysay</i> of Rowena Bustamante Aparri (original)
"G"	<i>Sinumpaang Salaysay</i> of Lory Ann Flores Albarida (original)

- “H” Copy of Memorandum from SPO2 Charles John Duran to the Acting District Director, Manila Police District dated 14 September 2016
- “I” *Sinumpaang Salaysay* of Jefferson Soriano (original)
- “J” Certification from the CHR stating that it has recorded only three (3) criminal cases filed before the courts against law enforcement authorities allegedly involved in drug-related extrajudicial killings (original)
- “K” Certified true copy of DILG Memorandum Circular 2017-112

**ANNEX**

Republic of the Philippines  
**NATIONAL POLICE COMMISSION**  
**NATIONAL HEADQUARTERS PHILIPPINE NATIONAL POLICE**  
**OFFICE OF THE CHIEF, PNP**  
Camp Crame, Quezon City

**COMMAND MEMORANDUM CIRCULAR**  
**NO. 16 - 2016**

**SUBJECT : PNP ANTI-ILLEGAL DRUGS CAMPAIGN PLAN -  
PROJECT: "DOUBLE BARREL"**

**TO : See Distribution**

**DATE : July 1, 2016**

**1. REFERENCES:**

- a. Pronouncement of PRESIDENT RODRIGO R DUTERTE to get rid of illegal drugs during the first six months of his term;
- b. Memorandum Circular (MC) No. 89 entitled "Implementation and Institutionalization of the National Anti-Drug Plan of Action" dated December 17, 2015;
- c. NAPOLCOM Resolution No. 2015-547, creating the PNP Anti-Illegal Drugs Group dated October 30, 2015;
- d. DILG MC No. 2015-63 "Revitalization of the Barangay Anti-Drug Abuse Council (BADAC) and Their Role in Drug Clearing Operations dated August 20, 2015;
- e. PNP Manual on Illegal Drugs Operation and Investigation dated September 2014;
- f. US International Drug Control Strategy Report for 2012;
- g. Letter of Instruction (LOI) "Kontra Droga Charlie" dated July 2, 2012;
- h. PDEA and DDB Guidelines and Operational Policies;
- i. NAPOLCOM MC No. 2009-01 re One Strike Policy on Illegal Drugs dated March 28, 2009;
- j. Dangerous Drugs Board (DDB) Regulation No. 2, Series of 2007, Revised Guidelines in the Conduct of Barangay Drug Clearing Operations dated June 6, 2007;
- k. Executive Order No. 218 (Strengthening the Support Mechanism to PDEA) dated June 18, 2003; and
- l. Republic Act 9165 otherwise known as the Comprehensive Dangerous Drugs Act of 2002 dated June 7, 2002.

**2. PURPOSE:**

This Command Memorandum Circular sets forth the general guidelines, procedures and tasks of police offices/units/stations in the conduct of the Philippine

Page 1 of 18

**CRISTINE M TABDI**  
Police Superintendent  
Administrative Officer

National Police (PNP) Anti-Illegal Drugs Campaign Plan - PROJECT: "DOUBLE BARREL" in support to the Barangay Drug Clearing Strategy of the government and the neutralization of illegal drug personalities nationwide.

### 3. SITUATION:

According to the DDB's 2015 National Household Survey, there were around 1.8 million drug users in the country wherein 38.36% of which are unemployed. As of February 2016, PDEA reported that 26.91% or 11,321 out of the country's 42,065 barangays were "drug affected" (mostly in urban areas). A barangay is said to be drug-affected when there is a proven existence of drug user, pusher, manufacturer, marijuana cultivator or other drug personalities regardless of number in the area. On record, NCR has the highest rate of affectation with 92.96% of the region's barangays, followed by CALABARZON at 49.28%.


Based on PDEA's 2015 arrest data, methamphetamine hydrochloride or shabu (90%) reportedly tops the list of most abused illegal drugs, followed by marijuana and costly party drugs like cocaine and ecstasy.

The afore-cited statistical data is indicative of the worsening drug problem that has victimized mostly the underprivileged and impoverished sector of the society. Although much has already been done and accomplished in the national campaign to eradicate illegal drugs, yet the problem persists and it continues to breed social ills. Apparently, in the quest to go after high level drug traffickers, the government seems to have overlooked the worsening drug problem at the grassroots level.

The archipelagic set-up of the Philippines is exploited by traffickers to transport illegal drugs and controlled precursors and essential chemicals into the country. The international and local airports and seaports, mail and parcel services and the vast expanse of coastline are being utilized as entry and exit points.

There are three transnational drug organizations operating in the Philippines, namely:

- a. The Chinese or Filipino-Chinese drug syndicates dominate the drug market in the country. They facilitate production, manufacturing and bulk smuggling of dangerous drugs in the country. These activities ensure the supply of drugs in the market. Their activities are largely concentrated within their group, with the inclusion of very few and well-selected locals;
- b. The African Drug Syndicate (ADS) is responsible for smuggling drugs through the airports using drug couriers/swallowers; and
- c. The Mexican-Sinaloa Drug Cartel is a new drug group operating in the Philippines. They associated with the Chinese drug Group to penetrate the Philippine market.

  
CRISTINE M TABDI  
Police Superintendent  
Administrative Officer



#### **4. MISSION:**

The PNP shall implement the PNP Anti-Illegal Drugs Campaign Plan – PROJECT: "DOUBLE BARREL" in order to clear all drug affected barangays across the country, conduct no let up operations against illegal drugs personalities and dismantle drug syndicates.

#### **5. EXECUTION:**

The PNP intends to equally address illegal drug problems in the barangays and at the same time pursue the neutralization of illegal drug personalities as well as the backbone of illegal drugs network operating in the country.

##### **a. Concept of Operations**

This CMC will be launched and implemented on the first day of office of the CPNP. To generate impact and public support, all police offices/units/stations and designated anti-drug units shall conduct massive and simultaneous operations in two pronged approach.

The PNP Anti-Illegal Drugs Campaign Plan - Project: "Double Barrel" will be conducted in a two-pronged approach, namely: PROJECT TOKHANG and PROJECT HVT.


The lower barrel approach will be the conduct of PROJECT TOKHANG in all drug-affected barangays throughout the country in coordination with the Local Government Units (LGUs) particularly the Provincial/City/Municipal/Barangay Anti-Drug Abuse Councils (ADACs), Non-Government Organizations (NGOs), stakeholders, and other law enforcement agencies.

The PROJECT TOKHANG is a practical and realistic means of accelerating the drive against illegal drugs in affected barangays. This concept involves the conduct of house to house visitations to persuade suspected illegal drug personalities to stop their illegal drug activities.

There are five (5) stages in the conduct of "PROJECT TOKHANG" namely: **Collection and Validation of Information Stage, Coordination Stage, House to House Visitation Stage, Processing and Documentation Stage, and the Monitoring and Evaluation Stage.**

##### **1) Collection and Validation of Information Stage**

The collection and validation of information shall be conducted on the first week of the first month of the President's term. All local police offices/units/stations and anti-illegal drugs units shall conduct validation to acquire specific information on suspected drug users and pushers in every affected barangays.

  
CRISTINE M. TABDI  
Police Superintendent  
Administrative Officer

The identity and criminal activities of each target must be properly documented and verified with all possible sources to equip the team with accurate and solid proofs when confronting suspects during house to house visitations.

## **2) Coordination Stage**


Coordination shall be made with the following government agencies, stakeholders, and non-government organizations prior to the conduct of actual house to house visitations to ensure success of the activity.

- a) All concerned local police offices/units/stations shall coordinate with the LGUs to provide support for the activity and ensure compliance of subordinate offices;
- b) All local police offices/units/stations shall also coordinate with BADAC to assist in the conduct of house to house visitations and referral of drug users;
- c) PNP Anti-Illegal Drugs Units/Offices shall coordinate with the Philippine Drug Enforcement Agency (PDEA) to assist in the conduct of investigation of suspected drug personalities;
- d) The Chief of local police units/stations shall direct the Police Community Relations Sections to coordinate with the LGUs, ADACs and Dangerous Drugs Board (DDB) for the rehabilitation of drug users;
- e) The Chief of local police units/stations shall direct the PIO/PCR section to coordinate with the QUAD Media for the public information and media coverage of the activity; and
- f) The Chief of local police units/stations shall direct the Police Community Relations Section to coordinate with other NGOs to solicit necessary supports for the activity.

## **3) House to House Visitation Stage:**

The actual house to house visitations of suspected drug personalities shall be the highlight of PROJECT TOKHANG. It shall be conducted simultaneously nationwide on the first day of the Office of the CPNP. The following shall be undertaken in the conduct of house to house visitations:


- a) The chief of the concerned police units/offices shall organize a team led by a PCO to conduct house to house visitation and shall at all times ensure their safety and security;

  
**CRISTINE M TABDI**  
Police Superintendent  
Administrative Officer

- b) The designated team leader shall ensure the presence of members of PADAC/CADAC/MADAC/BADAC and barangay tanod to assist them and to serve as witnesses in the conduct of house to house visitation;
- c) The conduct of house to house visitation must be done in a manner that shall not violate the rights of the subject; and
- d) Any person who is willing to undergo voluntary rehabilitation shall be processed accordingly.

**4) Processing and Documentation Stage**

- a) All suspected drug personalities who shall voluntarily surrender shall be required to fill-out a Voluntary Surrender Form;
- b) Personalities who voluntarily surrendered shall be urged to subscribed under oath before a notary public, to be assisted by a counsel and witnessed by parents/guardians and/or barangay officials;
- c) All suspected drug personalities who shall voluntarily surrender themselves to the visiting team shall be referred/invited to the local police station for interview, documentation, and other alternative actions. Provided, that they execute undertakings to cooperate by giving voluntary information regarding illegal drug activities;
- d) All suspected drug personalities who shall surrender any dangerous drugs or its derivatives and drug paraphernalia shall be processed accordingly. Provided, that they execute undertakings to give voluntary information about any violations of specific provisions of RA 9165 as stated under Section 33 thereof;
- e) Any person suspected to be involved in illegal drug trafficking who denies or refuses the house to house visitation shall be referred to the Anti-Illegal Drug Units for immediate case build-up and negation;
- f) In the absence of the suspected drug personality, the parents, guardians or any responsible adult in the house shall be notified about the purpose of visit and shall be advised to relay the same to the subject;
- g) All police officers tasked to conduct house to house visitations shall exercise caution at all times. They shall wear their proper uniform and perform their tasks with authority, firmness, and conviction; and

  
**CRISTINE M TABDI**  
 Police Superintendent  
 Administrative Officer

- h) The Chief of concerned police units/stations must submit after activity report to the Regional Director of PROs thru the Regional Anti-Illegal Drugs Special Operation Task Group (RAIDSOTG), not later than 24 hours every after the activity.

**5) Monitoring and Evaluation Stage:**


- a) When reports of illegal drug activities persist despite the house to house visitations, the chief of the local police unit/stations and anti-illegal drugs unit in the area shall immediately initiate police action in coordination with the ADACs for the legitimate arrest and filing of appropriate criminal charges against persons who are subject of house to house visitations;
- b) Weekly monitoring of drug personalities to determine their status and whereabouts shall be conducted by all concerned local police units/stations and anti-illegal drug units in the affected barangays in coordination with BADAC. Likewise, they shall submit weekly reports/updates to their Regional Directors thru the RAIDSOTG; and
- c) The Regional Director of PROs thru the RAIDSOTG shall also submit weekly update of the project to the Directorate for Operations (DO), copy furnished the PNP Anti-Illegal Drugs Group (AIDG).

The upper barrel approach will be the conduct of PROJECT HVT by dedicated focus teams from AIDG, PROs, Districts of NCRPO, PPOs, and CPOs. The focus teams shall be composed of investigators, intelligence operatives and tactical personnel from National Support Units who shall be detailed to AIDG, while focused teams from PROs, Districts of NCRPO, PPOs and CPOs shall be generated from the Regional Support Units and Public Safety Forces.

The PROJECT HVT is a massive and reinvigorated conduct of anti-illegal drugs operations targeting illegal drugs personalities and drug syndicates.

This approach will be employed at the national, regional, district, provincial and city levels to avoid overlapping of operational functions, as follows:

- 1) AIDG shall conduct anti-illegal drug operations focusing on national and regional level traffickers and international trafficking;
- 2) Regional Anti-Illegal Drugs Special Operation Task Group (RAIDSOTG) headed by the Regional Director, PROs shall concentrate on illegal drug trafficking across district/provincial boundaries;

  
CRISTINE M TABDI  
Police Superintendent  
Administrative Officer

- 3) Provincial Anti-Illegal Drugs Special Operation Task Group (PAIDSOTG) headed by the Provincial Director, PPO, District Anti-Illegal Drugs Special Operation Task Group (DAIDSOTG) headed by the District Director, NCRPO, and City Anti-Illegal Drugs Special Operation Task Group (CAIDSOTG) headed by the City Director, CPO/COP, CPS shall conduct operations against illegal drug trafficking across city/municipal boundaries; and
- 4) Station Anti-Illegal Drugs Special Operation Task Group (SAIDSOTG) headed by the Station Commander/COP shall be responsible for eradicating street-level distribution through barangay drug clearing operations pursuant to DDB Regulation No.2 Series of 2007.

**b. PNP Oversight Committee on Illegal Drugs**

There shall be an Oversight Committee on Illegal Drugs which shall provide oversight function, monitoring and periodic assessment and evaluation on the implementation of this CMC, composed as follows:


<u>Position</u>	<u>Designation</u>
TDCO	Chairman
TDO	Vice Chairman
TDI	Member
TDIDM	Member
TDPCR	Member
TDPRM	Member
D, LS	Member
D, AIDG	Member
LED, DO	Secretariat

Similar structure of Oversight Committee on Illegal Drugs shall be replicated at regional, district and provincial level.

**c. PNP Internal Cleansing**

Creation of the PNP Internal Cleansing at the national level will be under the functional supervision/authority of the Director for Intelligence and will be headed by the Director, Intelligence Group with members coming from IAS, DPRM, DI, DO, DIDM, DPCR, DC, CLG, LS, and HS.

The Internal Cleansing is the arrest and prosecution of PNP personnel, through the conduct of counter-intelligence operations, who are engaged in unlawful activities such as, but not limited to, illegal arrest, illegal detention, huldap, "bangketa/areglo" or case fixing, recycling of confiscated drugs, and planting of evidence, bungling of drug cases, or acting as protectors, coddlers, and financiers of drug personalities. It also includes the continuous drug testing of all PNP personnel and filing of appropriate charges against those who will be found positive in order to

  
CRISTINE M TABDI  
Police Superintendent  
Administrative Officer

ensure drug-free workplaces in all PNP Offices and further improve the image and credibility of the police in the anti-drug campaign.

The structure of the Internal Cleansing shall be replicated at regional, district and provincial level.

**d. Organizational of Anti-Illegal Drugs Monitoring Center**

There shall be a National Anti-illegal Drugs Monitoring Center (NAIDMC) co-located at the PNP National Operations Center which shall collate all Anti-illegal Drugs operations and activities of all offices/units/stations nationwide. It will create a data base for all these reports and will submit a summary of the collated reports to the CPNP copy furnished the Command Group on a daily, weekly, and monthly basis.

Similar structure of Anti-illegal Drugs Monitoring Center shall be replicated at regional, provincial, district, city level co-located at their respective Tactical Operation Center. These centers will perform similar functions as that of the NAIDMC and will submit reports to their respective RDs/PDs/DDs/CDs and Quad Staff. The Monitoring Centers will be as follows:

- 1) Regional Anti-illegal Drugs Monitoring Center (RAIDMC);
- 2) Provincial Anti-illegal Drugs Monitoring Center (PAIDMC);
- 3) District Anti-illegal Drugs Monitoring Center (DAIDMC); and
- 4) City Anti-illegal Drugs Monitoring Center (CAIDMC).

**b. Tasks**

**1) PNP Oversight Committee on Illegal Drugs**

- a) Conduct monthly assessment, evaluate, and propose necessary modifications and adjustments, if there are any, in order to ensure the successful implementation of this CMC;
- b) Prepare monthly reports with assessment/evaluation and recommendations to the CPNP on the activities and operations of AIDG, Regional, Provincial, District, City, and Station AIDSOTG; and
- c) Perform other tasks as directed.

**2) DO**

- a) OPR on the implementation of this CMC;
- b) OPR in the implementation of Drug Supply Reduction Strategy;
- c) Provide functional supervision over AIDG, Regional, Provincial, District, City and Station AIDSOTG;
- d) Ensure strict implementation of the protocol on the conduct of anti-illegal drug operations;
- e) Act as PNP representative to the Dangerous Drugs Board;


- f) Consolidate reports of AIDG, Regional, Provincial, District, City and Station AIDSOTG and prepare monthly accomplishment reports to CPNP, DDB and PDEA;
- g) Conduct periodic assessment on the operational activities of anti-illegal drug units;
- h) Provide Secretariat to the PNP Oversight Committee on Illegal Drugs;
- i) Prepare Operational Guidelines to be followed in processing illegal drugs personalities; and
- j) Perform other tasks as directed.

### 3) DI

- a) OPR in the implementation of the Domestic and International Cooperation Strategy;
- b) OPR in the implementation of the Internal Cleansing Strategy;
- c) Conduct monthly workshop to generate and provide updated watch list, target list, and wanted list on illegal drug groups and personalities;
- d) Provide an updated list of most wanted drug traffickers and manufacturers;
- e) Provide real-time technical intelligence support during the conduct of special operations on illegal drugs;
- f) Provide intelligence support to counter irregularities in the conduct of anti-illegal drug operations;
- g) Conduct background investigation/record check of personnel accommodated to PNP anti-drug units;
- h) Establish linkages with other law enforcement agencies, foreign counterparts and other international anti-drug organizations;
- i) Determine HVT capability (Organizational Structures and Systems, Legitimated Properties, Estimated Financial Asset, Personnel, Firearms and others) to include alliances with other major operators locally and abroad;
- j) Strengthen Counter Intelligence Operations; and
- k) Perform other tasks as directed.

### 4) DIDM

- a) OPR in the implementation of the Legal Offensive and Partnership Strategy;
- b) Supervise the investigation, filing and monitoring of all illegal drug cases until final disposition in court;
- c) Coordinate the development of computer-based case tracking scheme which shall connect with the National Drug Information System of PDEA that monitors the status of all cases in drug courts nationwide;
- d) Formulate policy guidelines to prevent bungling of drug cases and improve the conviction rate of drug cases filed in court;


  
**CRISTINE M TABDI**  
 Police Superintendent  
 Administrative Officer



- e) Conduct investigation and file appropriate charges against PNP personnel who are bungling drug cases or engaged in illegal drug trade as users/abusers, coddlers, and protectors;
- f) Conduct investigation and filing of appropriate charges against PNP personnel committing irregularities in the conduct of anti-illegal drug operations or in the prosecution of illegal drug cases;
- g) Maintain statistics of all illegal drug cases filed by the PNP;
- h) Monitor the status of criminal or administrative cases of PNP personnel charged with illegal drug-related offenses;
- i) Customize reports needed to capture drug related incidents and cases in the e-Blotter, e-Warrant, e-Subpoena and e-Rouge System; and
- b) Perform other tasks as directed.

#### 5) DPCR

- a) OPR in the implementation of the Demand Reduction Strategy;
- b) OPR in the Awareness and Realization Program;
- c) Maintain coordinative linkages with the DDB, PDEA, LGUs, other line agencies/organizations to generate support for the frontline anti-illegal drug units;
- d) Establish and maintain collaborative linkages with different NGO's and LGUs on drug prevention and education program;
- e) Develop and institutionalize a uniform module/vehicle in the conduct of massive drug awareness activities;
- f) Activate the Drug Abuse Resistance Education (DARE) Program and organize a speaker's bureau that will spearhead the public information drive to various sectors in coordination with the DDB and PDEA;
- g) Maintain statistics on barangay drug clearing operations and drug-cleared barangays in coordination with PDEA;
- h) Maintain and regularly update list of organized BADAC;
- i) Formulate an Information Operations Plan geared toward positively reshaping or reversing the mindset and value-orientation of all PNP;
- j) Monitor and disseminate all PNP activities and programs relative to the campaign against illegal drugs through the TRIMP (television, radio, internet, magazine and print) in coordination with the media networks;
- k) Coordinate with the DILG/LGUs for the revitalization and/or re-activation of BADACs to support PNP programs towards creating consciousness and awakening the community on their social responsibility on drug abuse prevention and eradication;
- l) Assist in seeking necessary assistance from various private and public sectors in support of the implementation of Demand Reduction Activities;
- m) Include drug-related topics in the conduct of PICE;
- n) Establish a 24/7 complaint center to receive reports, complaints and information related to illegal drugs from the public (landline, cellphone, email, social media etc.); and

  
**CRISTINE M TABDI**  
 Police Superintendent  
 Administrative Officer



o) Perform other tasks as directed.

**6) DPRM**

- a) Formulate policy on Internal Cleansing Program for identified police personnel connected to illegal drugs operation;
- b) Issue orders and appropriate awards to all police personnel who have invaluable accomplishments on drugs operations; and
- c) Perform other tasks as directed.

**7) DC**

- a) Allocate funds necessary for the implementation of this CMC;
- b) Formulate a program for the inclusion of regular fund support necessary for the implementation of the PNP anti-illegal drug campaign plan;
- c) Allocate funds for the continuous drug testing of personnel in all PNP offices/units/stations; and
- d) Perform other tasks as directed.

**8) DL**

- a) Provide logistical requirements such as Intelligence Equipment, Individual and Unit Tactical Equipment, Mobility Assets, Essential Forensic Equipment/Materials, Narcotics Detection Dogs; and
- b) Perform other tasks as directed.

**9) DPL**


- a) Conduct a study, propose and/or formulate policy to include the position of personnel assigned with AIDG, Regional, Provincial, City and Station AIDSOTG in the PNP Table of Organization;
- b) Liaise with both Houses of Congress to generate political support for the legislative proposals of the PNP to strengthen its campaign against illegal drugs; and
- c) Perform other tasks as directed.

**10) Other Directorial Staff and DIPOs**

- a) Provide all necessary operational and administrative support to AIDG, Regional, Provincial, City and Station AIDSOTG pertaining to their respective functional areas; and
- b) Perform other tasks as directed.

**11) IAS**

- a) Support the implementation of the Internal Cleansing Strategy; and
- b) Perform other tasks as directed.




**CRISTINE M. TABDI**  
Police Superintendent  
Administrative Officer

## **12)AIDG**

- a) OPR in the implementation of PROJECT HVT;
- b) Coordinate all anti-illegal drug operations at all levels of command;
- c) Assist DI in the collection, evaluation, and monitoring of Managing Police Operations on illegal drugs;
- d) Ensure strict implementation of the protocol on the conduct of anti-illegal drug operations;
- e) Conduct anti-illegal drug operations focusing on national and international level trafficking;
- f) Conduct special operations against drug syndicates and personalities engaged in production, importation, and trafficking of illegal drugs in coordination with PDEA;
- g) Maintain linkages with other law enforcement agencies;
- h) Develop and maintain relevant database for collection, processing and analysis of information on illegal drug activities to include the monitoring of high profile drug cases filed in courts;
- i) Maintain close coordination with regional, provincial, district, city and station AIDSOTG on the progress of all anti-illegal drugs operations conducted in respective AORs;
- j) Initiate and maintain active support in the implementation of demand reduction and internal cleansing strategies;
- k) Consolidate reports of AID Units on the implementation of DIDM Investigative Directive No. 2015-03, specifically on barangay drug clearing operations in consonance to DDB Regulation No. 2, s. 2007 and DILG MC No. 2015-63;
- l) Coordinate with DIDM regarding the use of e-Blotter, e-Warrant, e-Subpoena, and e-Rouge Systems;
- m) Submit weekly assessment to the Oversight Committee on the national drug situation;
- n) Provide assistance to the secretariat of the Oversight Committee on illegal drugs;
- o) Serve as the repository of records and reports on illegal drug activities; and
- p) Perform other tasks as directed.

## **13)IG**

- a) Support the implementation of the Internal Cleansing Strategy;
- b) Assist in the neutralization of drug groups/personalities and PNP personnel who are involved in illegal drug activities;
- c) Assist in information collection efforts for anti-drug special operations and barangay clearing operations;
- d) Develop and provide intelligence support to counter irregularities in the conduct of anti-drug operations;
- e) Identify operational areas on illegal drugs (warehouses, production areas and distribution points and drug routes);

  
**CRISTINE M TABDI**  
Police Superintendent  
Administrative Officer

- f) Identify personalities (Lords, warehousemen, Finance/Admin Officer) and their protector, handler, financier, supporter, conduits;
- g) Conduct regular assessment, evaluation, review and monitoring of PNP personnel with derogatory information and/or listed in CI watch list on illegal drugs; and
- h) Perform other tasks as directed.

**14)LS**


- a) Assist in the legal aspect of this CMC;
- b) Draft undertakings and generic statement of the PROJECT TOKHANG;
- c) Support the implementation of the Legal Offensive Strategy;
- d) Provide PNP lawyers in the regions as detailed Legal Officers of anti-drug units at regional, provincial, district, city and station levels;
- e) Provide legal assistance to PNP personnel who were charged from any incident/harassment related to the performance of their duty per section 49 of the RA 6975, as amended by Sec. 56 of the RA 8551;
- f) Assist in the formulation of policy directives to avoid bungling of illegal drug cases and improve the conviction rate of illegal drug cases filed in court;
- g) Monitor the compliance of legal officers in accordance with DIDM Investigative Directive No. 2015-03; and
- h) Perform other tasks as directed.

**15)SAF**

- a) Provide tactical and/or operational support to AIDG, Regional, Provincial, District, and City AIDSOTG in the conduct of high-profile anti-illegal drug operations; and
- b) Perform other tasks as directed.

**16)MG**

- a) Support AIDG, Regional, Provincial, District, City and Station AIDSOTG in the conduct of interdiction operations at all seaports nationwide against local and transnational drug syndicates;
- b) Facilitate access to seaports and other assistance to AIDG, Regional, Provincial, District, City and Station AIDSOTG personnel in the conduct of narcotics investigations and/or operations in their AOR;
- c) Established a coastal boarder control in coordination with RD, PROs; and
- d) Perform other tasks as directed.

  
**CRISTINE M TABDI**  
 Police Superintendent  
 Administrative Officer

**17)AVSEGROUP**

- a) Support AIDG, Regional, Provincial, District, City and Stations AIDSOTG in the conduct of interdiction operations at all airports nationwide against local and transnational drug syndicates;
- b) Facilitate access to airports and provide other assistance to AIDG and RAIDSOTG personnel in the conduct of narcotics investigations and/or operations within airport AOR; and
- c) Perform other tasks as directed.

**18)PCRG**

- a) Assist DPCR particularly in the PCR and rehabilitation aspect of this CMC;
- b) Support the implementation of the Demand Reduction Strategy, and Awareness and Realization Program in coordination with DPCR;
- c) Support the implementation of the DARE Program and other Demand Reduction Activities in coordination with the DPCR;
- d) Persuade drug personalities to voluntarily surrender;
- e) Expose protectors, coddlers, supporters using TRIMP; and
- f) Perform other tasks as directed.

**19)TS**


- a) Support the conduct of necessary training relative to the implementation of the PNP anti-illegal drug strategy;
- b) Assist in the allocation of training facilities and equipment; and
- c) Perform other tasks as directed.

**20)CLG**

- a) Support the processing, examination and custody of seized drug evidence by AIDG, Regional, Provincial, District, City and Station AIDSOTG;
- b) Provide data on the quality and quantity of drugs recovered/seized during operation;
- c) Assist in monitoring of illegal drug cases filed in courts;
- d) Support the implementation of drug testing program;
- e) Provide appropriate technical and forensic support; and
- f) Perform other tasks as directed.

**21)HS**

- a) Provide medical support;
- b) Assist in the referral of drug users to the DDB and DOH; and
- c) Perform other tasks as directed.




CRISTINE M TABDI  
Police Superintendent  
Administrative Officer

## **22) Other NSUs**

- a) Provide all necessary operational and administrative support to AIDG, Regional, Provincial, District, City and Stations AIDSOTG relative to their respective areas of interest; and
- b) Perform other tasks as directed.

## **23) PROs/PPOs/CPOs/CPS/MPS**

- a) Designated as Task Group Commander, RAIDSOTG and overall supervisor in the implementation of the PNP anti-illegal drug campaign plan "Project Double Barrel" in the AOR.
- b) Designate DRDO as the Deputy Task Group Commander;
- c) Ensure strict implementation of the protocol on the conduct of anti-illegal drug operations;
- d) Conduct validation with BADACs to account and identify all drug groups pushers/users in each barangays and conduct intensified anti-illegal drugs operations in priority drug affected barangays, focusing on street-level drug personalities;
- e) Conduct intensified anti-illegal drugs operations through the respective Chiefs of Police and the Anti-Illegal Drug Units in the clearing of drug affected barangays by focusing on the neutralization of street level drug personalities in the AOR.
- f) Maintain updated watch/target list, wanted list on drug groups/personalities and most wanted drug traffickers;
- g) Conduct counter-intelligence operations and file appropriate charges against PNP personnel involved in illegal drug activities;
- h) Conduct investigation against PNP personnel committing irregularities in the conduct of anti-drug operations;
- i) Conduct counter intelligence operations against local officials involved in illegal drug activities;
- j) Conduct periodic/random drug test to PNP personnel assigned in anti-illegal drug units in accordance with PNP Memorandum Circular No. 2012-006;
- k) Conduct sustained drug awareness activities through the DARE program and other drug abuse prevention advocacies;
- l) Institute drug prevention measures/programs to ensure drug-free workplaces in all offices/units under respective AOR;
- m) Conduct media relations and community involvement activities for the propagation of PNP operational activities against illegal drugs to gain community support;
- n) Develop and institutionalize a uniform module/vehicle in the conduct of massive drug awareness activities;
- o) Organize a speaker's bureau which shall spearhead the public information drive on illegal drugs to various sectors;
- p) Coordinate with Local Chief Executives (LCEs) for the conduct of administrative searches (regulatory inspection) of suspected drug dens, clandestine laboratories and chemical warehouses in respective AOR pursuant to Section 52, Art VII of RA No. 9165;

  
**CRISTINE M TABDI**  
Police Superintendent  
Administrative Officer


- q) Coordinate with Local Chief Executives through the respective Chiefs of Police and the Anti-Illegal Drug Units for the establishment of Drug Rehabilitation Centers in every local government unit or cluster of LGUs;
- r) Conduct regular conference and discuss/emphasize strict compliance with anti-drug operational procedures issued by PDEA, DDB, NHQ PNP and DILG;
- s) Maintain case tracking system/case monitoring database and case folders for each drug case handled by all anti-illegal drug units;
- t) Conduct regular case conference with lawyers from Legal Service and Prosecutors to ensure successful prosecution of drug cases;
- u) Designate case monitors in all drug courts to monitor the disposition of drug cases filed by anti-illegal drug units in respective AOR in coordination with AIDG case monitoring team;
- v) Establish border control points (patrol bases) especially on main drugs supply routes, exits and entrances utilizing the Public Safety Forces.
- w) Include drug-related topics in the conduct of PICE;
- x) Consolidate daily reports (12:01 AM - 12:00 MN) from Regional, Provincial, District, City, and Station AIDSOTG, and the cut-off time of submission of reports to DO (Attn: NAIDMC) copy furnished AIDG will be 5:00 AM and 11:00 PM everyday;
- y) Submit weekly report (Every Monday 6:00 AM) and monthly report (Every 2<sup>nd</sup> Day of the Month 12:00 NN) and periodic assessments on the implementation of this CMC to DO, (Attn: LED);
- z) Supervise and oversee the conduct of PROJECT: "DOUBLE BARREL" in their respective AOR; and
- aa) Perform other tasks as directed.

#### 24) Focus Teams


- a) Organize focus teams under an officer;
- b) Neutralize High value and street level targets to include their support systems (Drug Lords, their protectors, coddlers and supporters);
- c) Disrupt supply chain and distribution routes; and
- d) Perform other tasks as directed.

#### 8. Coordinating Instructions:

- a. Strictly implement the protocol on the conduct of anti-illegal drug operations.
- b. As far as practicable, all unit commanders must ensure that all anti-illegal drug operations shall be coordinated with PDEA in accordance with the PNP Manual on Anti-Illegal Drug Operation and Investigation.

  
**CRISTINE M. TABDI**  
 Police Superintendent  
 Administrative Officer

- c. No PNP personnel shall be allowed to conduct a planned anti-illegal drug operation (i.e. buy-bust, search warrant, MJ eradication) unless he is a member of AIDG, Regional, Provincial, District, City and Station AIDSOTG.
- d. The pre-operations clearance form for planned operations must be accomplished, submitted to and approved by the unit commander or his designated action officer prior to the conduct of anti-illegal drug operations. All activities relative to this must be recorded in the blotter.
- e. All operations shall conform with the provisions of RA No. 9165, the rules of Court, and strictly observe the Rights of the Accused enshrined in the Bill of Rights under the Philippine Constitution, other allied laws, rules and regulations' as well as the internationally accepted principles of international laws, public policy, and with due observance of human rights.
- f. All concerned personnel shall strictly observe the rights of persons arrested, detained or under custodial investigation pursuant to RA No. 7438 and other existing rules and regulations of the PNP in the promotion of human rights.
- g. The rules and regulations on the recruitment of personnel to and from anti-illegal drug units must be strictly implemented.
- h. Maximum inter-unit and 'agency coordination is required in high risks areas.
- i. For high risk and high resistance targets, the operating units shall request for support from the AFP in accordance with the existing Joint Letter Directives (JLD).
- j. Enlist the assistance of other offices/units in the execution of their portion of the strategy including its component activities to sustain a unified and coordinating relationship.
- k. All PPOs, CPOs, CPS and MPS shall coordinate with their respective LGUs to activate and capacitate the ADACs.
- l. Support the coastal border control established by maritime group.
- m. Utilized RPSB in the conduct of checkpoint on boundaries between Regions, while the provincial/city boundaries will be PPSC/CPSC to disrupt supply route of illegal drugs.
- n. Submit Daily Report in the implementation of Project Tokhang and Project HVT.

  
CRISTINE M TABDI  
Police Superintendent  
Administrative Officer

- o. Submit Weekly Periodic Assessment on the implementation of this CMC.
- p. Submit Weekly Periodic Assessment, Evaluation, Review and Monitoring of PNP personnel with derogatory information and/or listed in CI Watchlist on illegal drugs.
- q. Lateral coordination is encouraged to ensure success of this CMC.
- r. All tasked units shall submit IMPLANs within 5 days upon receipt of this CMC and to strictly observe this Directive.
- s. Performance of commanders will be review and assess by the Oversight Committee every month.

#### 9. REPEALING CLAUSE:

All existing LOIs, Directives, and other issuances whose provisions are contrary to or inconsistent with this CMC are hereby rescinded or modified accordingly.

#### 10. EFFECTIVITY:

This CMC shall take effect immediately upon approval.



**RONALD M DELA ROSA**  
Police Director General  
Chief, PNP

#### Distribution:

Command Group  
Directorial Staff  
AIG, IAS  
Personal Staff  
Regional Directors, PROs  
District Directors, NCRPO  
Directors, NSUs

CPNP Ltr. 16 S066044



S066044

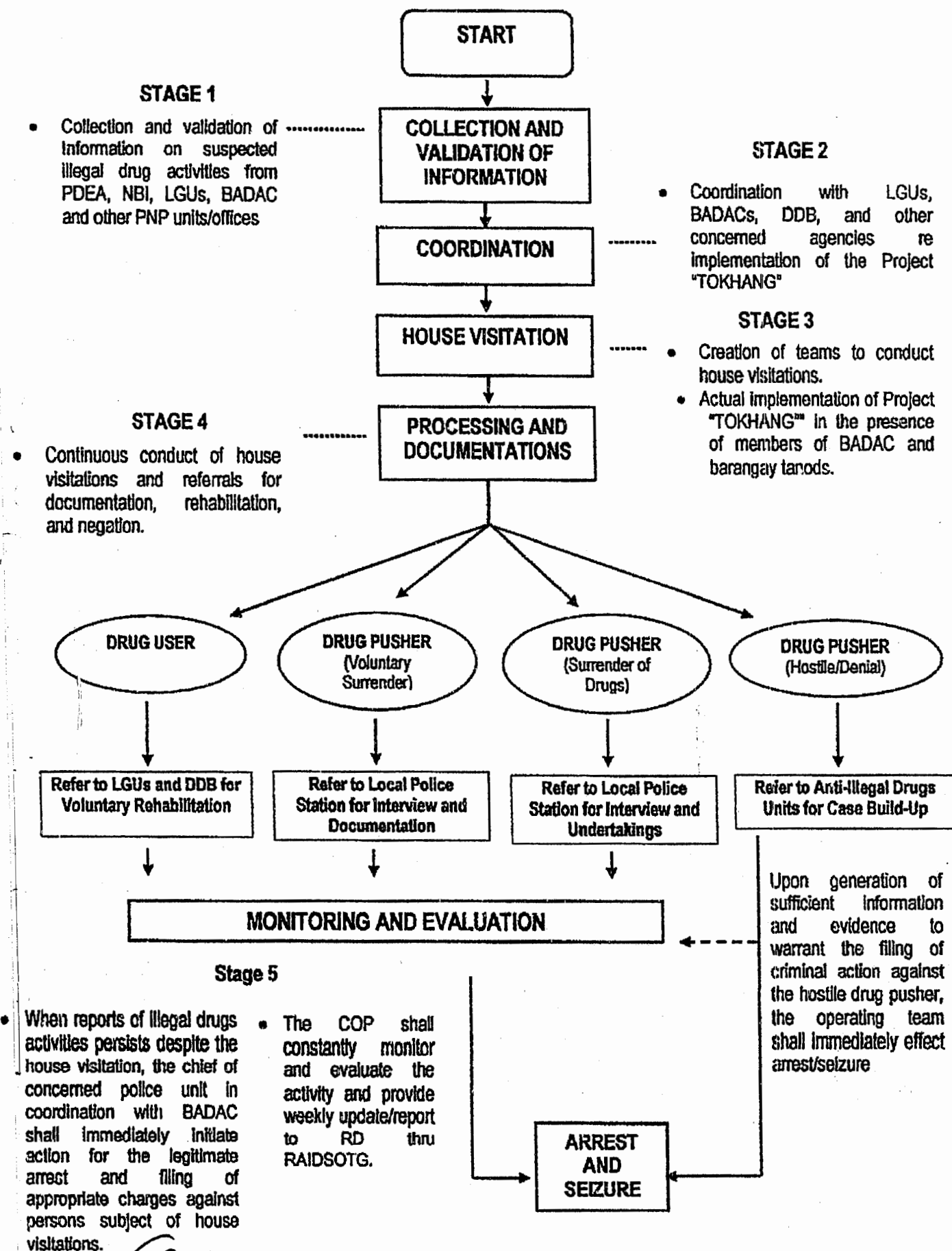
#### Annexes:

- "A" - Stages of Project Tokhang
- "B" - Organizational Structure of RAIDSOTG
- "C" - Organizational Structure of PAIDSOTG
- "D" - Organizational Structure of DAIDSOTG
- "E" - Organizational Structure of CAIDSOTG

**CRISTINE M TABDI**  
Police Superintendent  
Administrative Officer



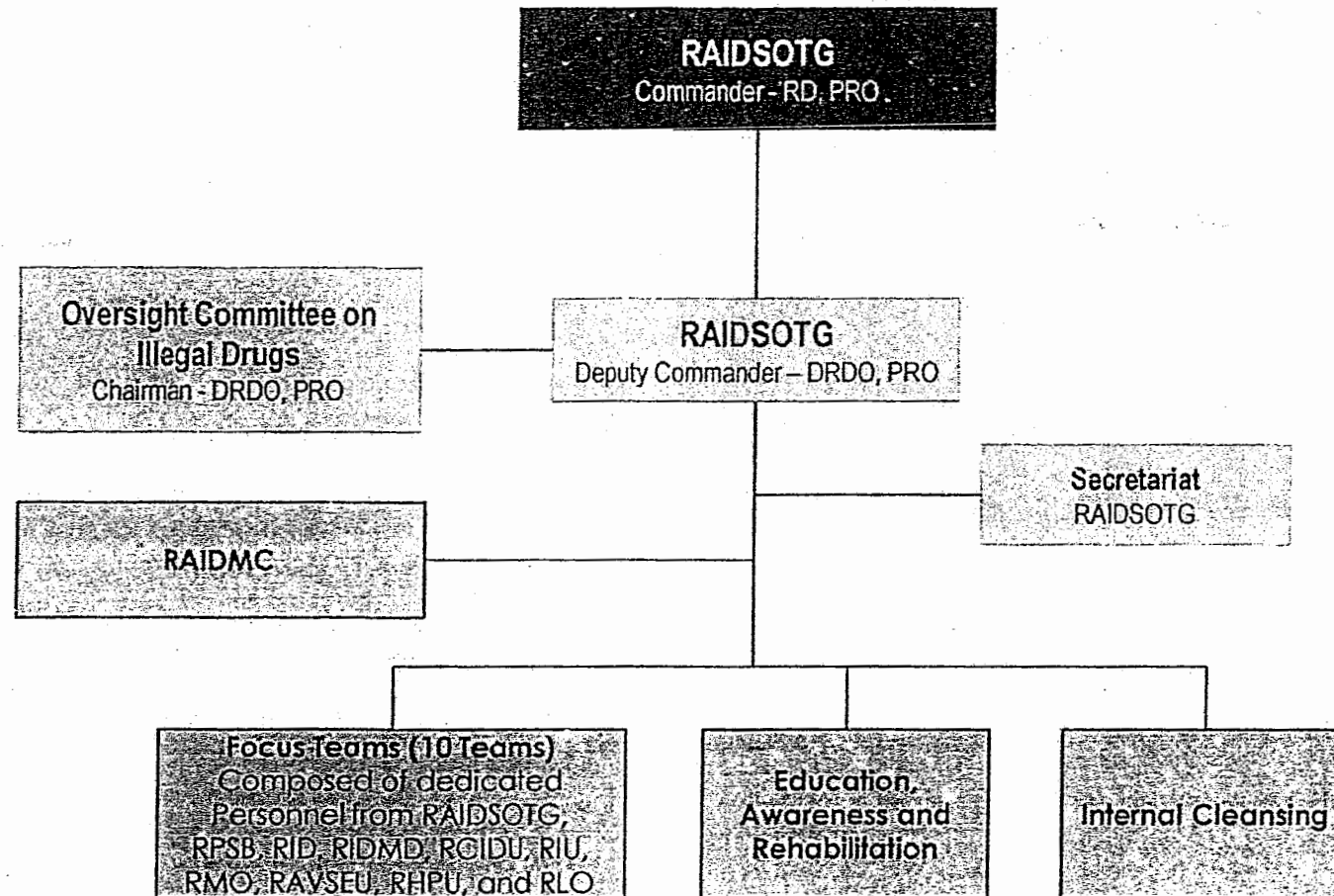
# ANNEX "A" STAGES OF PROJECT TOKHANG




CRISTINE M TABDI  
Police Superintendent  
Administrative Officer

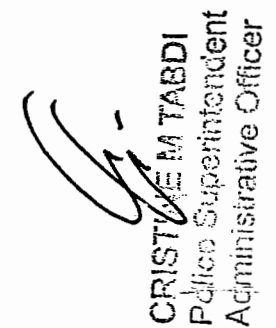
Annex "B"

Regional Anti-Illegal Drugs Special Operating Task Group



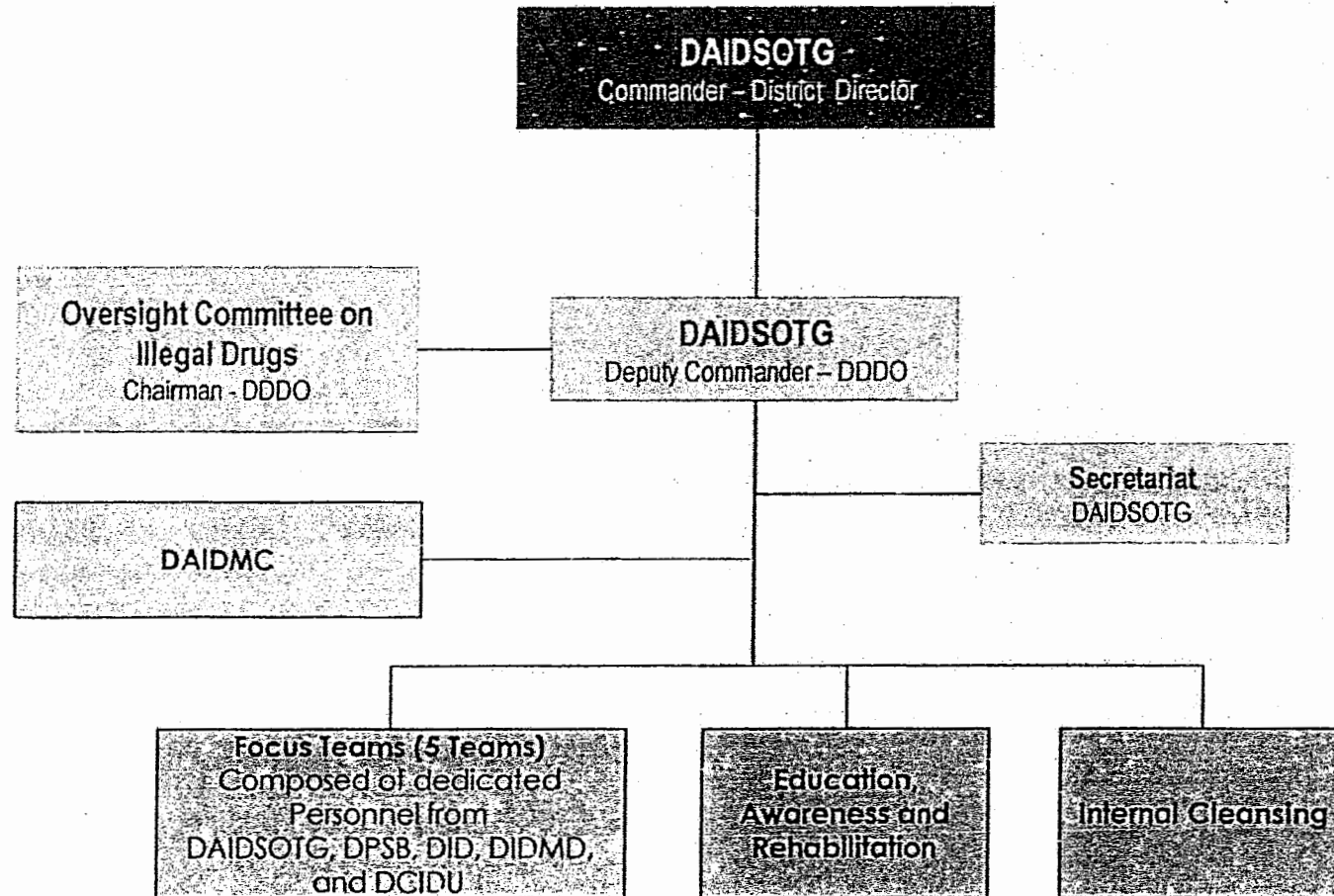
  
CRISTINE M. TABDI  
Police Superintendent  
Administrative Officer


## Provincial Anti-Illegal Drugs Special Operating Task Group



Annex "D"

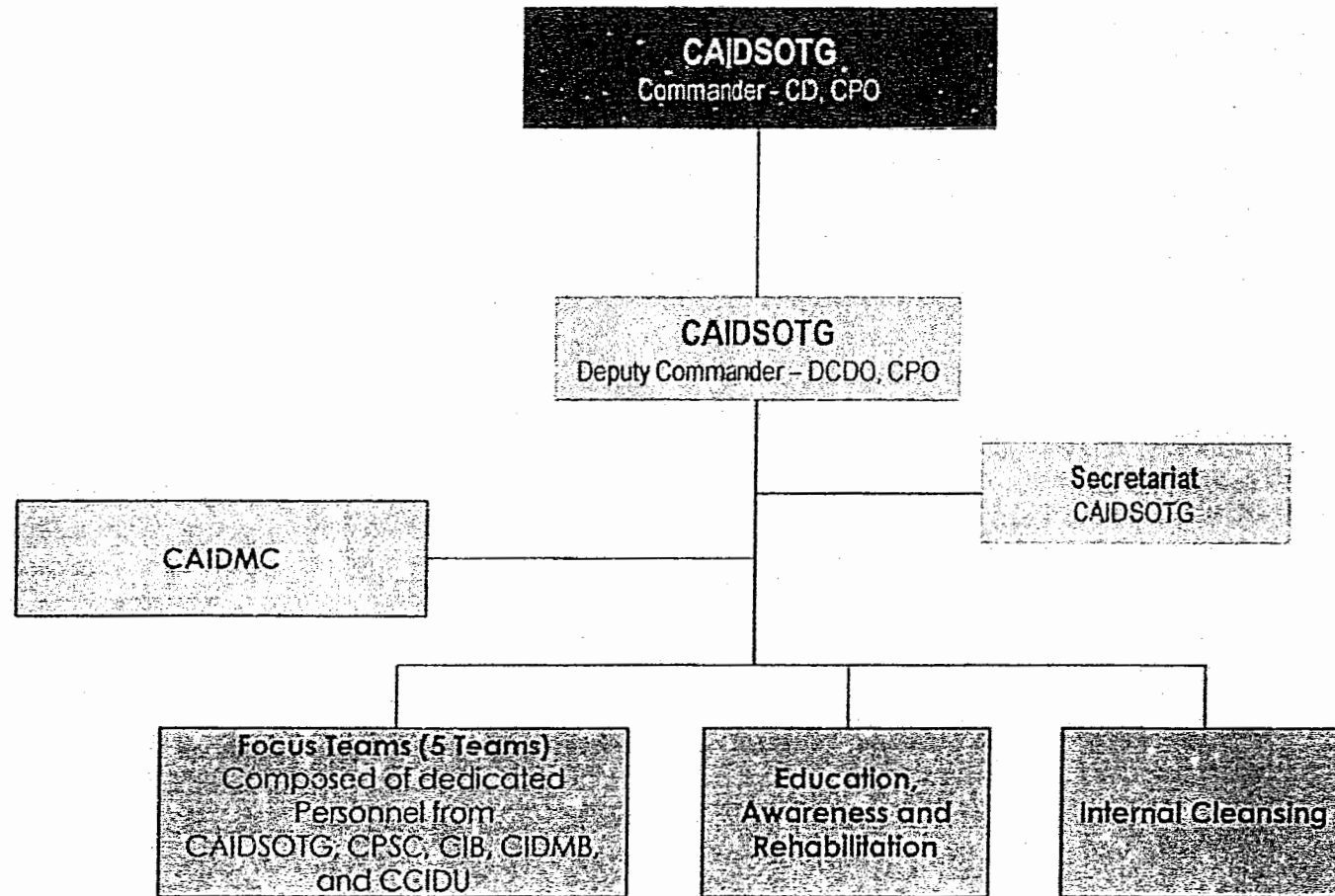
District Anti-Illegal Drugs Special Operating Task Group




  
CRISLINE M. TABDI  
Police Superintendent  
Administrative Officer

Annex "E"

City Anti-Illegal Drugs Special Operating Task Group



  
CRISTINE M. TABDI  
Police Superintendent  
Administrative Officer



ANNEX

B

Republic of the Philippines  
Congress of the Philippines  
**SENATE**  
Pasay City

**COMMITTEE ON PUBLIC ORDER AND  
DANGEROUS DRUGS**

**Date** : Thursday, August 24, 2017  
**Time** : 2:00 p.m.  
**Venue** : Sen. Claro M. Recto and Sen. Jose P. Laurel Rooms  
2nd Floor, Senate of the Philippines Financial Center  
Roxas Boulevard, Pasay City  
**Agenda** : **PRIVILEGE SPEECHES OF SENATORS AQUINO,  
HONTIVEROS AND PACQUIAO ON THE DEATH OF  
KIAN DELOS SANTOS, ALL DELIVERED ON  
AUGUST 22, 2017**

**PROPOSED SENATE RESOLUTION NO. 471 -  
RESOLUTION EXPRESSING THE SENSE OF THE  
SENATE TO CONDEMN THE KILLING OF KIAN  
LOYD DELOS SANTOS AND TO DIRECT THE  
APPROPRIATE SENATE COMMITTEE TO CONDUCT  
AN INQUIRY, IN AID OF LEGISLATION, TO  
DETERMINE THE ACCOUNTABILITY OF THE  
PHILIPPINE NATIONAL POLICE IN THE CONDUCT  
OF THE CAMPAIGN AGAINST ILLEGAL DRUGS  
THAT MAY HAVE RESULTED IN UNNECESSARY  
AND UNJUSTIFIED DEATHS AND/OR KILLINGS  
(by Senators Pimentel, Sotto III, Recto, Angara,  
Binay, Ejercito, Escudero, Gatchalian, Gordon,  
Honasan II, Lacson, Legarda, Pacquiao, Poe,  
Villanueva, Villar, Zubiri)**

**PROPOSED SENATE RESOLUTION NO. 473 -  
RESOLUTION DIRECTING THE APPROPRIATE  
SENATE COMMITTEES TO CONDUCT AN INQUIRY,  
IN AID OF LEGISLATION, INTO THE RECENT  
SERIES OF DRUG RAIDS BY THE POLICE AND THE**



**DIRECTION OF THE ADMINISTRATION'S DRUG  
WAR, WITH THE END IN VIEW OF DETERMINING  
THE POSSIBLE ACCOUNTABILITY OF POLICE  
OFFICERS AND OTHER AUTHORITIES INVOLVED,  
STOPPING POLICE ABUSE AND PROTECTING THE  
RIGHTS OF OUR CITIZENS (by Aquino IV, De  
Lima, Drilon, Hontiveros, Pangilinan, Trillanes)**

**ATTENDANCE**

**SENATORS:**

<b>HON. PANFILO M. LACSON</b>	- Chairman
<b>HON. GRACE POE</b>	- Vice Chairperson
<b>HON. EMMANUEL "MANNY" D. PACQUIAO</b>	- Member
<b>HON. FRANKLIN M. DRILON</b>	- Ex Officio Member
<b>HON. PAOLO BENIGNO "BAM" AQUINO IV</b>	- Guest Senator
<b>HON. JOEL VILLANUEVA</b>	- Guest Senator
<b>HON. RISA HONTIVEROS</b>	- Guest Senator

**GUESTS/RESOURCE PERSONS:**

Hon. Vitaliano N. Aguirre II	- Secretary, Department of Justice (DOJ)
Atty. Severino H. Gaña Jr.	- Senior Deputy State Prosecutor, Officer in charge National Prosecution Office, DOJ
Atty. Darwin Cañete	- Assistant City Prosecutor, Caloocan City
Atty. Persida V. Rueda-Acosta	- Chief, Public Attorney's Office (PAO)
Dr. Erwin Erfe	- Medico Legal Officer, PAO
Atty. Christia Sheine Girao	- Integrated Bar of the Philippines (IBP), National Committee on Legal Aid (NCLA)



P/Dir. Gen. Ronald M. Dela Rosa	- Chief, Philippine National Police (PNP)
P/DIR Oscar D. Albayalde	- Regional Director, National Capital Region Police Office (NCRPO), PNP
P/CSupt Roberto B. Fajardo	- Former District Director, Northern Police District (NPD), PNP
Atty. Alfegar M. Triambulo	- Inspector General, Internal Affairs Service (IAS), PNP
PCI Jocelyn P. Cruz	- Medico Legal Officer, Northern Police District (NPD) Crime Laboratory Office, PNP
P/Ssupt Chito G. Bersaluna	- Former Chief, Police Station 1 Caloocan, PNP
PCI Amor C. Cerillo	- Commander, Police Community Precinct, Caloocan
SPO1 Michael Anthony Ramirez	- PNP, Caloocan
PO3 Arnel Oares	- PNP, Caloocan
PO2 Adrian Pagulan	- PNP, Caloocan
PSI Avelino Andaya	- PNP, Caloocan
P01 Jerwin Cruz	- PNP, Caloocan
PO1 Jeremias Pereda	- PNP, Caloocan
Atty. Oliver S. Yuan	- Yuan and Associates Law Firm
Dr. Ricardo M. Rodane	- Chief, Medico Legal Division National Bureau of Investigation (NBI)
Mr. Ricardo C. Quinto	- Deputy Director for General Operations Philippine Drug Enforcement Agency (PDEA)
Hon. Jose Luis Martin C. Gascon	- Chairman, Commission on Human Rights (CHR)

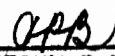
Hon. Karen Gomez-Dumpit	- Commissioner, CHR
Hon. Roberto Eugenio T. Cadiz	- Commissioner, CHR
Hon. Leah Tanodra-Armamento	- Commissioner, CHR
Hon. Gwen Pimentel-Gana	- Commissioner, CHR
Dr. Michael A. Figueroa	- High School Principal Lady of Lourdes College
Mr. Saldy Delos Santos	- Father of Kian Delos Santos
Ms. Lorenza Delos Santos	- Mother of Kian Delos Santos

**SENATE SECRETARIAT:**

Ms. Charlyne Claire Fuentes-Olay	- Committee Secretary
Ms. Jennifer L. Flores	- Committee Stenographer
Ms. Norma G. Dizon	- -do-
Ms. Cindell B. Gealan	- -do-
Ms. Rosemarie J. Ortiz	- -do-
Mr. Guillermo E. Sapinoso Jr.	- -do-
Ms. Anna Leah C. Catimbang	- -do-
Ms. Bathaluman H. Gonzales	- -do-
Ms. Jeanne M. Baisa	- -do-
Ms. Jo B. Cadaing	- -do-
Mr. Eriberto Caña	- Committee Support Staff
Ms. Jenniffer de Silva	- -do-
Mr. Marino Baltazar	- -do-

**[For complete list, please see attached Attendance Sheet]**

CERTIFIED TRUE PHOTOCOPY

  
ANTONIA P. BARROS  
DIRECTOR - III  
LEG. RECORDS & ARCHIVES SVC  
SENATE OF THE PHILIPPINES

at kinakaladkad doon sa CCTV. Pakikwento po, ano ba ang naging puno't-dulo nito, bakit ninyo kinailangan damputin ang batang iyon? Sino sa inyong tatlo ang maaaring magpatunay o magsalita ukol dito o iyong team lead ninyo?

**THE CHAIRMAN.** Before you respond, the Chair acknowledges the presence of the Senate President, Koko Pimentel.

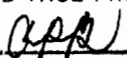
Are you willing respond to that question even without the assistance of a counsel?

Anyway pababa na iyong counsel from the Senate, we might as well wait for them. You can ask the other resource persons muna.

**SEN. POE.** Okay. Mr. Chair, habang hindi pa natin sila pwedeng tanungin ukol dito, tatanungin ko muna siguro si General dela Rosa.

General, noong August 15 to 18, nakalathala po na walumpu't isang tao ang napatay sa mga operasyon sa iba't-ibang parte ng Pilipinas. Sa tatlong araw ganoon karami ang namatay, parang na-timing-an rin na iyon iyong panahon din na sinabi rin ng ating Pangulo na napakahirap manalo dito sa giyera natin sa droga at nahihirapan na rin. Naliintindihan natin iyon pero parang masyado yatang nasadya iyong timing na iyon. Bakit, nagkaroon ba ng pag-uutos galing sa inyo na kailangan ay ma-intensify and kanilang mga operasyon kaya ganito ang nangyari?

CERTIFIED TRUE PHOTOCOPY

  
ANTONIA P. BARROS  
DIRECTOR - IN  
LEG. RECORDS & ARCHIVES SVC  
SENATE OF THE PHILIPPINES

**MR. DELA ROSA.** Your Honor, personally, I have no orders to launch the operations but our operating units were taking the cue from the words of the President that our anti-drug operation is unrelenting. So we just continue since day one of this administration, the intensity of our anti-drug campaign is the same, Your Honor. There is no struggle.

**SEN. POE.** So wala kayong direktang inuutos kaya naging ganoon ang kinahinatnan ng mga operasyon?

**MR. DELA ROSA.** My general policy, Your Honor, to all operating units is, continue, just continue the war on drugs.

**SEN. POE.** Kasi po, pagkatapos nangyari noong kay Kian ay na-report na halos dalawang araw na walang napapatay, kung hindi ako nagkakamali. So ngayon walang mga nabibiktima sa mga ganyang Oplan Galugad dahil nga magmula noong nangyari na nakatutok lahat sa naging operasyon doon sa Caloocan. Ano kayang nagpalit doon? Natigil ba ang operasyon ninyo dahil nga dito sa imbestigasyon?

**MR. DELA ROSA.** Siguro, Your Honor, kasama na rin iyong na-discourage iyong operating units, sabihin nila siguro, "Bakit tayo sige operate diyan, magkadisgrasya tayo, makapatay tayo diyan, tayo ang mananagot, problema tayo." So kasama na iyon sa discouragement, Your Honor, kaya siguro nanlambot iyong ating operating units, medyo hindi na ginanahan munang mag-operate.

NEWS

Filtered By: News

## PNP chief: Generals involved in drugs raising bounty to neutralize me

Published September 28, 2016 3:57pm

By AMITA LEGASPI (<http://www.gmanetwork.com/news/archives/authors-amitalegaspi/>), GMA News

Philippine National Police chief Director General Ronald dela Rosa on Wednesday said he received reports that generals involved in illegal drugs are now raising bounty to have him neutralized.

Dela Rosa said he is having the report validated.

"Balita ko lang na pinopondohan kami. Tsismis lang naman 'yung narinig ko. Bine-verify ko pa. Tsismis lang 'yun pero baka may katotohanan na tsismis 'yan," he told reporters at the sidelines of the Asian Defence, Security, and Crisis Management Exhibition and Conference in Pasay City.

"We have received information na itong heneral na mayayaman na ito nakapag-apon na ng pera ay pinopondohan na kami na para ma-neutralize," he said.

Asked how much was the bounty, the PNP chief said it seems the generals are still raising the amount.

"Naghahanap pa siguro sila ng pondo. Baka marami silang naipon doon sa drug (operations) nila," he said.

He, however, refused to name who are the generals who wanted him neutralized.

"Hindi ko (sila) nakakausap. Matagal na kaming hindi nag-uusap," he said.

He sees the threat posed by the generals as more serious than the P1 billion bounty allegedly raised by drug lords (</news/story/569827/news/nation/bounty-for-duterte-incoming-pnp-chief-raised-to-p1b-report>) earlier.

"Mas matindi itong sa mga general, mas maraming tao ito. May mga tao sila na sindikato rin e, involved sa droga," he said.

As early as June, reports said that a drug lord named Peter Co, detained at the New Bilibid Prison, offered a P50-million reward for the assassination of Dela Rosa and President Rodrigo Duterte.

The bounty for killing Duterte and Dela Rosa started with P10 million and was raised to P50 million (</news/story/569296/news/nation/p50-m-offered-for-killing-him-and-duterte-incoming-pnp-chief-says>) and then P1 billion.

Dela Rosa is at the forefront of the Duterte administration's intensified campaign against illegal drugs.

He said that high-value targets or drug lords will be the focus of the next phase of Project Double Barrel (</news/story/582846/news/nation/pnp-to-focus-on-drug-lords-in-next-phase-of-illegal-drugs-campaign>).

—KG, GMA News

NEWS

Filtered By: News

## 'NEUTRALIZED IS BETTER' PNP ditches 'killed' term in Oplan Double Barrel report

Published October 18, 2016 10:13am

By AMITA LEGASPI (<http://www.gmanetwork.com/news/archives/authors-amitalegaspi>), GMA News

The Philippine National Police (PNP) has removed the term "killed" in its latest update on the number of drug suspects slain in police operation.

The PNP's update on the progress of its Oplan Double Barrel on Tuesday used the word "neutralized" instead.

PNP spokesperson Senior Superintendent Dionardo Carlos said this is because the police have no intention to kill drug suspects.

"Neutralized is a better term than killed. There is no intention of the police to 'kill' the suspect/s but only to neutralize the threat directed at the peace officers," Carlos said in a message to reporters.

The PNP has been under fire for the surge in the number of drug suspects killed during operations since the Duterte administration took office in July.

It had said that those who have been killed in the anti-drug operations fired at the policemen first to elude arrest.

PNP chief Director General Ronald dela Rosa has repeatedly said that there was no order for the police to kill drug suspects ([/news/story/578618/news/nation/pnp-chief-bato-de-la-rosa-no-gov-t-policy-to-kill-drug-suspects](http://www.gmanetwork.com/news/story/578618/news/nation/pnp-chief-bato-de-la-rosa-no-gov-t-policy-to-kill-drug-suspects)), but they should defend themselves whenever necessary.

In its latest report on Oplan Double Barrel, the PNP said a total of 1,661 drug suspects have been "neutralized" and 29,910 have been arrested in 31,215 operations conducted from July 1 to 6 a.m. of October 18.

A total of 746,066 drug suspects have also surrendered, of which 691,788 were users and 54,278 were pushers, under Project Tokhang where 2,247,981 houses have been visited.

Meanwhile, 13 police and three military personnel have been killed while 40 police and eight military personnel were wounded in anti-illegal drug operations. —ALG, GMA News

■ Show comments

### RELATED CONTENT



PNP: 1,138 drug personalities killed in 'Oplan Double Barrel'

NEWS

Filtered By: News

## Bato warns extorting cops: I'll break your necks, literally

Published November 14, 2016 3:21pm

By AMITA LEGASPI (<http://www.gmanetwork.com/news/archives/authors-amitalegaspi>), GMA News

Philippine National Police chief Director General Ronald dela Rosa on Monday warned to break the necks of police officers using the government's campaign against illegal drugs to extort money from well-off drug personalities.

"Yung mga pulis na gumagawa niyan, I promise you 'pag mahuli ko kayo babalian ko kayo ng leeg. Kayong mga pulis na g\*\*\* na gumagawa niyan, babaliin ko yung leeg ninyo. I am giving you this warning," Dela Rosa said in a press conference.

He said he received information that erring policemen are extorting money from drug personalities.

"Inaamin ko meron pang mga pulis na scalawag na ginagamit yung war on drugs namin para sa pangingikil ng pera. Merong pumupunta roon sa mga negosyante, sinasabihan yung negosyante na ikaw ay kabilang sa watchlist namin sa war on drugs, tinatakot hanggang sa lumalabas yung pera," he said.

"Mag-o-offer na yung tao na 'sir meron akong pera baka pwedeng patanggal yung pangalan ko sa listahan n'yo.' Mag-o-offer ng pera, malaking halaga. 'Yan po I guarantee you, hindi namin kino-condone 'yan,'" he added.

Last week, Senior Superintendent Manolo Ozaeta, head of the PNP Anti-Kidnapping Group, said they are now monitoring at least two criminal groups ([/news/story/587783/news/nation/pnp-kidnap-for-ransom-groups-using-gov-t-anti-illegal-drug-campaign-in-ops](#))—the first group uses the name of the PNP while the other uses the name of the National Bureau of

Investigation.

**GMA NEWS  
ONLINE**

He said one of those involved in the activity is an active police officer whom he refused to name.  
(<http://www.gmanetwork.co>  
news/)

---

Dela Rosa asked the public, even the drug personalities, to report to the erring policemen to the PNP.

"I'm appealing to public na please help us police our ranks. Kayo man ay drug lord, drug pusher, or ordinaryong civilian na tinatatakot ng ibang kasamahan namin sa kapulisan, i-report po ninyo sa akin yan," he said.

He said an extorting police officer is committing a more grave offense than a drug suspect.

"Iyong kasalanan ng pulis na nangotong ay times two sa kasalanan n'yo bilang drug pushers. Times two ang kasalanan ng pulis na iyan," he said.

The PNP chief said he will prioritize the neutralization of police officers who extort money from drug personalities.

"Mas ipa-priorit[ize] ko 'yung pulis na nangungurakot sa inyo, ipa-priorit[ize] ko silang i-neutralize. I will neutralize them kaya warning ito sa mga pulis natin na umiikot diyan, ginagamit yung war on drugs para sa pangongotong. I will break your neck, babaliin ko yung leeg ninyo, literally, literally 'yan, tignan natin," he said. —ALG, GMA News

 Show comments





ANNEX " D "

Republic of the Philippines  
CONGRESS OF THE PHILIPPINES  
**SENATE**  
Pasay City

**COMMITTEE ON JUSTICE AND HUMAN RIGHTS  
JOINT WITH THE  
COMMITTEE ON PUBLIC ORDER AND  
DANGEROUS DRUGS**

**Date** : Tuesday, August 23, 2016

**Time** : 9:30 a.m.

**Venue** : Senate Session Hall  
2nd Floor, Senate of the Philippines  
Financial Center, Roxas Boulevard  
Pasay City

**Agenda** : **PROPOSED SENATE RESOLUTION NO. 9-  
RESOLUTION DIRECTING THE SENATE  
COMMITTEE ON JUSTICE AND HUMAN  
RIGHTS TO INVESTIGATE, IN AID OF  
LEGISLATION, THE RECENT RAMPANT  
EXTRAJUDICIAL KILLINGS AND SUMMARY  
EXECUTIONS OF SUSPECTED CRIMINALS, TO  
STRENGTHEN THE MECHANISMS OF  
ACCOUNTABILITY OF LAW ENFORCERS, AND  
TO INSTITUTE CORRECTIVE LEGISLATIVE  
MEASURES TO ENSURE FULL RESPECT FOR  
BASIC HUMAN RIGHTS, ESPECIALLY THE  
RIGHT TO LIFE (by Senator L. De Lima)**

NOT TO BE TAKEN OUT OF THE  
RECORDS AND ARCHIVES SERVICE

1

CERTIFIED TRUE PHOTOCOPY  
NPA 1

Committee on Justice and Human Rights Joint with the Committee on Public Order and  
Dangerous Drugs  
August 23, 2016 (Tuesday)

**PRIVILEGE SPEECH OF SENATORS DE LIMA,  
CAYETANO AND HONTIVEROS DELIVERED  
ON AUGUST 2, 2016**

**ATTENDANCE**

**SENATORS PRESENT:**

<b>HON. LEILA M. DE LIMA</b>	-Chairperson, Committee on Justice and Human Rights
<b>HON. PANFILO M. LACSON</b>	-Chairman, Committee on Public Order and Dangerous Drugs
<b>HON. FRANCIS "KIKO" PANGILINAN</b>	-Vice Chairman, Committee on Justice and Human Rights
<b>HON. GREGORIO B. HONASAN II</b>	-Vice Chairman, Committee on Public Order and Dangerous Drugs
<b>HON. GRACE POE</b>	-Member
<b>HON. MARIA LOURDES NANCY S. BINAY</b>	-Member
<b>HON. EMMANUEL "MANNY" D. PACQUIAO</b>	-Member
<b>HON. JOSEPH VICTOR G. EJERCITO</b>	-Member
<b>HON. FRANCIS G. ESCUDERO</b>	-Member
<b>HON. ANTONIO F. TRILLANES IV</b>	-Member
<b>HON. JOSEPH VICTOR G. EJERCITO</b>	-Member
<b>HON. FRANKLIN M. DRILON</b>	-Ex-Officio Member
<b>HON. VICENTE C. SOTTO III</b>	-Ex-Officio Member
<b>HON. RALPH G. RECTO</b>	-Ex-Officio Member
<b>HON. AQUILINO "KOKO" PIMENTEL III</b>	-Senate President
<b>HON. JUAN MIGUEL "MIGZ" F. ZUBIRI</b>	-Guest Senator
<b>HON. WIN GATCHALIAN</b>	-Guest Senator
<b>HON. PAOLO BENIGNO "BAM" AQUINO IV</b>	-Guest Senator
<b>HON. JOEL VILLANUEVA</b>	-Guest Senator
<b>HON. RICHARD J. GORDON</b>	-Guest Senator
<b>HON. SONNY ANGARA</b>	-Guest Senator

CERTIFIED TRUE PHOTOCOPY

*APB*  
ANTONIA P. BARROS  
DIRECTOR - III  
LEG. RECORDS & ARCHIVES SVC  
SENATE OF THE PHILIPPINES

Committee on Justice and Human Rights Joint with the Committee on Public Order and Dangerous Drugs  
August 23, 2016 (Tuesday)

**GUESTS/RESOURCE PERSONS:**

Dir. Gen. Ronald Dela Rosa	-Chief, Philippine National Police (PNP)
Hon. Catalino S. Cuy	-Undersecretary, Department of the Interior and Local Government (DILG)
Hon. Jose Luis Martin C. Gascon	-Chairperson, Commission on Human Rights (CHR)
Pol. Chief Supt. Leo Angelo D. Leuterio	-Internal Affairs Service (IAS), PNP
PO2 Alipio Balo Jr.	-PNP, Pasay City
PO1 Michael Tomas	-PNP, Pasay City
Atty. Benedicto Malcontento	-PNP Legal Counsel
Ms. Mary Rose Aquino	-Witness, Parents killed in drug operation
Ms. Harra Kazuo	-Witness, Partner and Father-in-law killed in drug operation

**SENATE SECRETARIAT:**

Atty. Philip M. Lina	-Committee Secretary, Committee on Justice and Human Rights
Ms. Charlyne Claire F. Olay	-Committee Secretary, Committee on Public Order and Dangerous Drugs
Ms. Helen S. Gayapa	-Committee Stenographer
Ms. Jo B. Cadaing	-Committee Stenographer
Ms. Maribel P. Mendoza	-Committee Stenographer
Ms. Norma G. Dizon	-Committee Stenographer
Ms. Nida A. Mancol	-Committee Stenographer
Ms. Rosemarie J. Ortiz	-Committee Stenographer
Ms. Marivic H. Ulep	-Committee Stenographer
Mr. Guillermo Sapinoso Jr.	-Committee Stenographer
Ms. Anna Leah C. Catimbang	-Committee Stenographer
Ms. Sherill M. Villadiego	-Committee Stenographer
Mr. Rommel P. Alger	-Committee Stenographer
Ms. Jeanne M. Baisa	-Committee Stenographer
Ms. Bathaluman H. Gonzales	-Committee Stenographer

CERTIFIED TRUE PHOTOCOPY

*APB*

ANTONIA P. BARROS  
DIRECTOR - III  
LEG. RECORDS & ARCHIVES SVC  
SENATE OF THE PHILIPPINES

Committee on Justice and Human Rights Joint with the Committee on Public Order and  
Dangerous Drugs  
August 23, 2016 (Tuesday)

Ms. Merlene J. Palaganas  
Ms. Araceli D. Masicap  
Ms. Cecilia T. Sotto  
Mr. Julius Y. Gonzales  
Mr. Michael Vincent Fidel  
Ms. Sheena Silan

-Committee Stenographer  
-Committee Stenographer  
-Committee Stenographer  
-Committee Support Staff  
-Committee Support Staff  
-Committee Support Staff

**[For complete list, please see attached Attendance Sheet]**

CERTIFIED TRUE PHOTOCOPY

*APA*

ANTONIA P. BARROS

DIRECTOR - III

LEG. RECORDS & ARCHIVES SVC  
SENATE OF THE PHILIPPINES

**MR. DELA ROSA.** Wala pong pili iyan, Your Honor. Kung ang pulis ay involved sa droga at siya'y nahuli, iyong informant po ay makakatanggap ng corresponding reward na ino-offer ni Presidente.

**SEN. POE.** So, nag-usap kayo ng ating Pangulo ukol diyan? Magkano po daw ang ibibigay sa bawat informant na magbibigay ng pangalan ng isang pusher?

**MR. DELA ROSA.** Mayroon kasi siyang ibang—Kasi busy na ako masyado sa aking trabaho, Your Honor. Sabi niya, mayroon siyang assistant na magti-take charge diyan sa pagdi-distribute. Basta ang last na nasabi niya sa akin is five million iyong drug lord talaga, iyong malalaking drug lord, five million ang ibibigay niya.

**SEN. POE.** So depende doon sa kanilang anatomy kung saan iyong mas mataas.

**MR. DELA ROSA.** Oo, kung mas mataas, mas mataas. Pag sa baba, mababa.

**SEN. POE.** Ang gusto kong malaman, iyong pulis mismo—sa sibilyan, maaari iyong five million. Sa pulis din ba makakatanggap sila pag sila ang nakapagtukoy? O dahil kasama iyan sa kanilang sinumpaang tungkulin, iba naman po ang maaaring ibigay sa kanila? Nabanggit po ba iyan ng Pangulo?

CERTIFIED TRUE PHOTOCOPY

*APA*

ANTONIA P. BARROS  
DIRECTOR - III

LEG. RECORDS & ARCHIVES SVC  
SENATE OF THE PHILIPPINES

**MR. DELA ROSA.** Nabanggit ng Pangulo iyan, ma'am. Kahit na pulis, kasama doon na makakatanggap sa pera na i-o-offer niya.

Pero sa amin naman, internal, mayroon kaming ibang reward system, hindi ba? Nagbibigay kami ng awards. Or kung talagang meritorious, puwedeng meritoriously promoted iyong tao, mapo-promote. Mayroon po kaming sariling sistema.

**SEN. POE.** So, sa dami ng mga hinuli, mayroon na bang nakatanggap ngayon ng pabuya?

**MR. DELA ROSA.** I presume, mayroon na, Your Honor. Hindi ko lang po inaalang dahil hindi ako nakikialam dahil money matters iyan. Derehta na kayo kung saan kayo puwedeng mag-claim. Hindi dumadaan sa akin iyan, Your Honor.

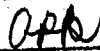
**SEN. POE.** Sige po.

Siguro maganda din na—ano'ng tanggapan sa ating gobyerno ang nagdi-disburse niyan, OP?

**MR. DELA ROSA.** Tanungin ko po si Presidente, Your Honor.

**SEN. POE.** Siguro puwede tayo makahingi niyan like kung mayroon nang nabigyan, siguro kung ito'y makakasama sa kanyang kaligtasan, maaari namang executive lang ito, hindi na natin ire-release.

CERTIFIED TRUE PHOTOCOPY

  
ANTONIA P. BARROS  
DIRECTOR - III  
LEG. RECORDS & ARCHIVES SVC  
SENATE OF THE PHILIPPINES

Mayroon pong gustong idagdag si Usec Cuy.

Sir.

**MR. CUY.** Thank you, ma'am.

Ma'am, doon sa recent meeting ng Dangerous Drugs Board, there was a resolution prepared allowing or encouraging the different operating units under the Dangerous Drugs Board like the PNP, the PDEA, the NBI, to give monetary incentives to their operatives for successful drug operations.

**SEN. POE.** So mga magkano po para lang maintindihan ng ating mga kababayan?

**MR. CUY.** Wala pang na-specify na amount but depende po iyon sa availability ng funds.

**SEN. POE.** At ito'y galing sa budget mismo ng?

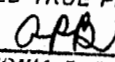
**MR. CUY.** Respective units, agencies, ma'am.

**SEN. POE.** Hindi galing sa Office of the President intelligence fund?

**MR. CUY.** Hindi po, ma'am.

**SEN. POE.** Hindi pa iyon?

**MR. CUY.** Hindi pa iyon, ma'am.

CERTIFIED TRUE PHOTOCOPY  
  
ANTONIA P. BARROS  
DIRECTOR - III  
LEG. RECORDS & ARCHIVES SVC  
SENATE OF THE PHILIPPINES

**SEN. POE.** Sige. Ang atin lang babantayan dito ay hindi gamitin noong mga mismong kasangkot ang pabuya na iyan na magtuturo sila ng mga kasamahan nila tapos sila ang makakatanggap ng reward. Tingnan din natin kung ano talaga ang mga koneksyon noong mga kasangkot dito.

Malapit na iyong oras ko. Nais ko na lang sabihin unang-una, sa ating CHR, maraming salamat din sa inyong courage na patuloy din ninyong ginagawa ang inyong trabaho. Napaka-pupular ng laban sa droga. At gusto natin, lalo na bilang mga magulang na maging ligtas ang ating mga anak. Pero kasama din noon ang kaligtasan ng bawat inosenteng mamamayan. At kailangan kayo diyan.

Sa atin naman pong mga kapulisan, ang aking mataas na paghanga at respeto sa inyo noon pa man noong kayo'y iniimbestigahan ko kasama ko nga si General Magalong diyan sa Mamasapano noon pa. Alam ko delikado din ang inyong trabaho.

General dela Rosa, kung mayroon akong masasabi tungkol sa inyo, nakakausap ninyo ang ating mga kababayan at naiintindihan kayo. At iyan ay napakahalaga para mabigyan sila ng kapanatagan.

Pero paalala rin, na ang kapangyarihan pa minsan ay nakakalinlang. At pagkat ikaw ay napapalibutan ng mga tao na mga

CERTIFIED TRUE PHOTOCOPY

*APP*

ANTONIA P. BARROS  
DIRECTOR - III  
LEG. RECORDS & ARCHIVES SVC  
SENATE OF THE PHILIPPINES





Department of Interior and Local Government  
NATIONAL POLICE COMMISSION  
PHILIPPINE NATIONAL POLICE  
BAGUIO CITY POLICE OFFICE  
Police Station 10  
Marcos Highway, Baguio City  
Tel No. 422-2662



**MEMORANDUM:**

**ANNEX "E"**

**FOR** : The CITY DIRECTOR  
(Attn: C. CIDMU)

**FROM** : Officer-In-Charge, PS 10

**SUBJECT** : *Investigation Report on Drug Buy-bust Operation which Resulted in an Armed Encounter with an Illegal Drug Personality*

**DATE** : August 2, 2016

**I. AUTHORITY:**

1. Memo from RIDMD forwarded on July 26, 2016;
2. Emailed message from RIDMD dated August 2, 2016; and
3. Memo from CIDMU dated August 2, 2016.

**II. MATTERS INVESTIGATED:**

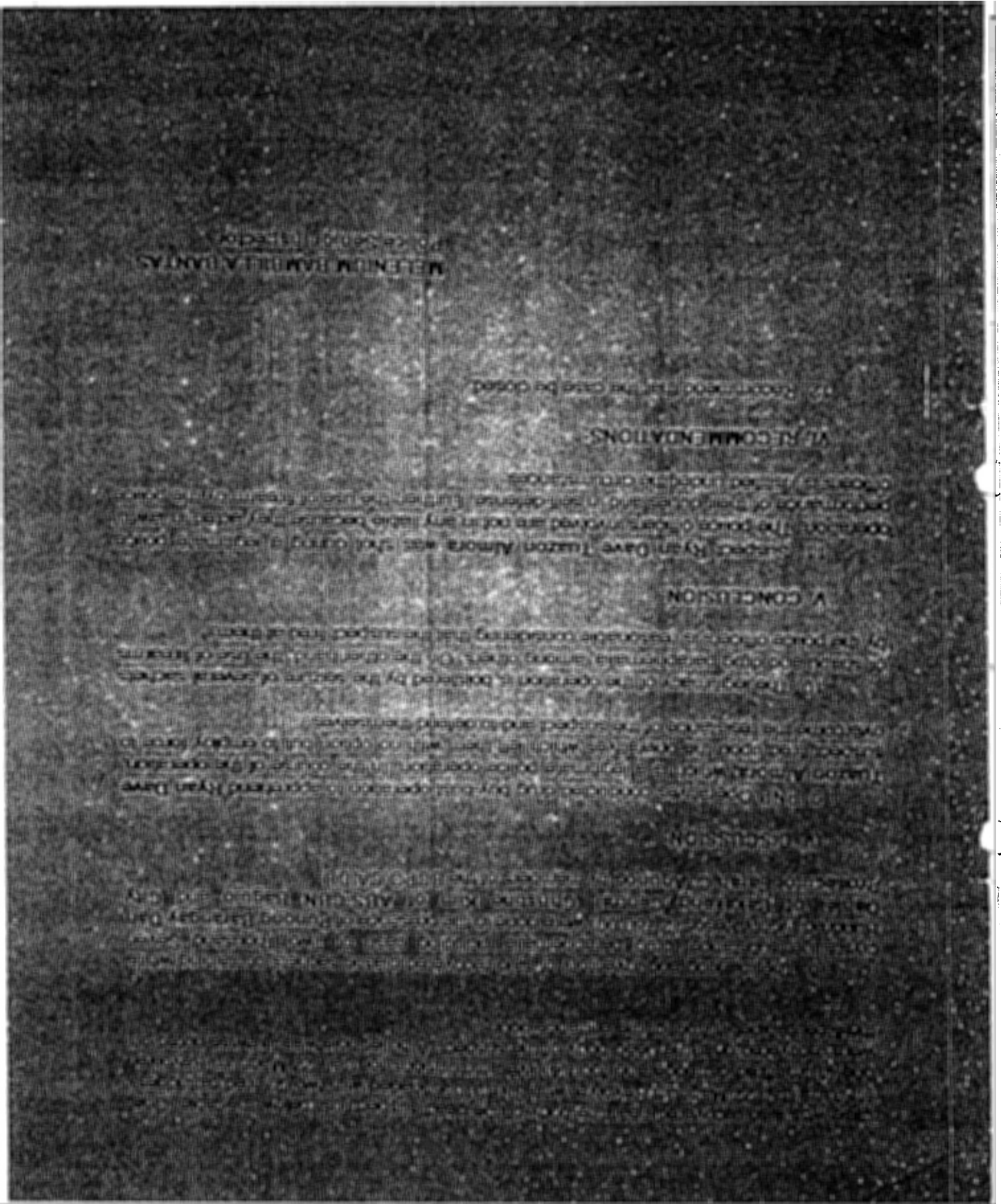
4. A drug buy-bust operation that transpired at about 7:10 PM of July 28, 2016 at No. 183 Muller Subdivision, Upper Crystal Cave, Bakakeng Central, Baguio City which resulted in an armed encounter with an illegal Drug Personality identified as **Ryan Dave Tuazon Almora**, 34 years old, married, businessman and a resident at said place.

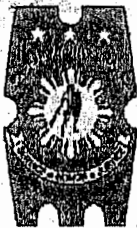
**III. FACTS OF THE CASE:**

5. On or about 6:30 PM of July 28, 2016, joint elements of RID, RAIDU, CAIDU, CPSC, NLCIDU, CIU BCPO and Station 10 BCPO led by PSUPT DANTE A. LUBOS, PSINSP MELENIUM B. BANTAS and PINSP ODILON FEL A. OSORIO organized a drug buy-bust operation for the apprehension of **Ryan Dave Tuazon Almora**, a pusher and user of illegal drugs and listed as the No. 3 on the watch list Level 1 of BCPO's **Illegal Drug Personalities**.

6. During the conduct of buy-bust operation, the suspect, upon sensing that he was dealing with police officers, suddenly drew his firearm and shot them. This prompted the operative to use their firearms to overcome the resistance of the suspect and to defend themselves. As a result, the suspect sustained gunshot wounds and died on the spot.

7. PSUPT JAIME RODRIGO L. LEAL and PSINSP REDENTOR C. CALIXTO





Republic of the Philippines  
Department of the Interior and Local Government  
National Police Commission  
REGIONAL CRIME LABORATORY OFFICE - CORDILLERA  
Camp Bado Dangwa, La Trinidad, Benguet

ANNEX "E-1"



**MEDICO-LEGAL REPORT NO. BSD-072-16**

CASE: Alleged Shooting Incident

VICTIM: Ryan Dave Tuazon Almora

**TIME AND DATE AND PLACE OF EXAMINATION:**

The body was examined at 6:30 PM of 29 July 2016 at the morgue of Bahay Damayan Funeral Homes at No. 42, Km. 5, Marcos Highway, Baguio City.

REQUESTING PARTY/UNIT: Station Commander  
Baguio City Police Office - Police Station 10  
Marcos Highway, Baguio City

**SPECIMEN SUBMITTED:**

Cadaver of Ryan Dave Tuazon Almora, 34 years old, married and a resident of No. 183 Muller Subdivision, Crystal Cave, Bakakeng Central, Baguio City.

**POSTMORTEM FINDINGS:**

**GENERAL EXAMINATION:** The body is that of a fairly developed, fairly nourished Filipino male appearing to be consistent with the reported age of 34 years. The length is 163 cm from crown to sole, and the estimated body weight is 140-180 lbs. There is a well-developed rigor mortis in the face, jaw, upper extremities and lower extremities, with a dark purple and fixed postmortem lividity at the dependent and posterior portions of the body. Preservation of the body is good, with no embalming.

**BODY MARKINGS:** There are tattoo marks in the right arm, left arm, left wrist, middle finger of the left hand, back, right thigh and the left leg. Scars are noted in the right anterior axillary region and dorsum of the left hand. No old surgical scars, pigmented venipuncture sites, deformities or amputations are noted.

**HEAD AND NECK:** The head is normocephalic, and the scalp is intact and covered with a black hair measuring 7 cm in length at the crown. The ears are normally formed and free of drainage. Both sclera and conjunctivae of the lower lids show a few small petechiae. The nose is intact. There is no foreign material in the mouth. The neck is straight and symmetric, with no indication of abrasion, contusion, swelling, asymmetry, or other abnormality.

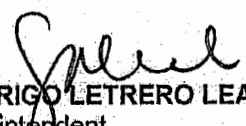
**CHEST AND ABDOMEN:** The chest is symmetric and free of deformities. The breasts are male. There are perforating gunshot wounds in the chest, to be described below. The abdomen is globular and firm. There is a penetrating gunshot injury in the right upper quadrant of the abdomen, to be described below. The genitalia are that of an adult male, with the penis circumcised, with no evidence of recent genital injury. Two testes are descended and palpable in the partially dried scrotum, which is otherwise normal. The perineum and inguinal regions are normal.

-over-

Cause of Death: Hemorrhage secondary to Multiple Gunshot Wounds, Chest and Abdomen

Manner of Death: Homicide

Examined by:

  
JAIME RODRIGO LETRERO LEAL, MD  
Police Superintendent  
Medico-Legal Officer

(For future inquiry/reference, please cite this Medico-Legal Report No.)



**Postmortem Findings continued:**

**EXTREMITIES:** The upper extremities are slightly flexed at the elbows. They are symmetrical, well developed and free of evidence of recent injury. The fingernails are clean, neatly trimmed and have up to 1-2 mm overhang. The lower extremities are straight, well developed and symmetrical, and free of evidence of recent injury. There is no edema. The feet are unremarkable.

**BACK:** Examination of the posterior surface of the trunk reveals exit gunshot injuries, to be described below. There is no evidence of antemortem blunt force trauma. The buttocks are normal. The anus is clean and free of trauma.

**INTERNAL EXAMINATION:**

The body is opened in the usual Y-shaped thoraco-abdominal incision revealing a 3 cm thick abdominal fat layer. The anterior thoraco-abdominal wall has its normal muscular components and gunshot injuries are evident in the right pleural, left pleural and peritoneal surfaces. Exposure of the body cavities shows the contained organs in their usual anatomic locations with their usual anatomic relationships. The serosal surfaces are smooth, thin, and glistening. There is evidence of hemorrhage in the right pleural, left pleural, peritoneal and pericardial cavities, which contain 1000 ml, 1500 ml, 500 ml and 150 ml blood and blood clots, respectively.

The gastric mucosa is intact and pinkish with no indication of any injury. There are no focal lesions and no residual medications. The rugal folds are visible with neither ulcers nor erosions noted. The stomach contains 250 ml partially digested food particles, negative for alcoholic odor.

Reflection of the scalp reveals no hemorrhages. The calvarium is intact. There is no epidural or subdural hemorrhage. Removal of the dura from the base of the skull reveals no fractures.

The leptomeninges are thin and transparent with slight vascular congestion but no underlying blood or exudate. Examination of the cerebral convexities reveals an unremarkable gyral pattern with no asymmetries, edema, atrophy, focal softening or hemorrhage. Examination of the base of the brain reveals no evidence of uncus or cerebellar tonsillar herniation. The circle of Willis is normally formed and free of atherosclerosis or aneurysms.

**EVIDENCE OF INJURY:**

- 1) There is a perforating gunshot wound of the left chest.

**Entrance:** Measuring 0.7 x 0.6 cm, 2 cm from the anterior midline and 126 cm from the heel is a gunshot wound entry site at the left anterior costal region. It is surrounded by a contusion collar which measures 0.3 cm superiorly, 0.2 cm medially, and 0.1 cm laterally and inferiorly. The gunshot wound entry site is not associated with any scorching, singeing, smudging or powder tattooing.

**Exit:** Measuring 1 x 1 cm, 13 cm from the posterior midline, and 112 cm from the heel is a gunshot wound point of exit at the left lumbar region.

**Wound track:** The bullet enters the left pleural cavity by fracturing the 5<sup>th</sup> left thoracic rib, then lacerating the upper lobe of the left lung, pericardial sac, right ventricle of the heart, left ventricle of the heart, lower lobe of the left lung, diaphragm and the spleen. It exits in the left lumbar region by lacerating the left posterior peritoneal wall. The wound track is associated with hemorrhage in the left pleural, pericardial and peritoneal cavities.

**Trajectory:** Posteriorward, downward and lateralward.

- 2) There is a perforating gunshot wound of the right chest.

**Entrance:** Measuring 0.7 x 0.6 cm, 11.5 cm from the anterior midline and 130 cm from the heel is a gunshot wound entry site at the right anterior costal region. It is surrounded by a contusion collar which measures 0.5 cm laterally, 0.4 cm superiorly, and 0.2 cm medially and inferiorly. The gunshot wound entry site is not associated with any scorching, singeing, smudging or powder tattooing.

-over-

PSUPT JAIME RODRIGO LETRERO LEAL, M.D.

**Evidence of Injury continued:**

**Exit:** Measuring 0.7 x 0.7 cm, 8 cm from the posterior midline, and 101 cm from the heel is a gunshot wound point of exit at the left lumbar region.

**Wound track:** The bullet enters the right pleural cavity by fracturing the 5<sup>th</sup> right thoracic rib, then lacerating the middle lobe of the right lung, diaphragm, colon and the small intestine. It exits in the left lumbar region by lacerating the left posterior peritoneal wall. The wound track is associated with hemorrhage in the right pleural and peritoneal cavities.

**Trajectory:** Posteriorward, downward and from right to left.

- 3) There is a penetrating gunshot wound of the abdomen.

**Entrance:** Measuring 0.7 x 0.7 cm, 4 cm from the anterior midline and 109 cm from the heel is a gunshot wound entry site at the right upper quadrant of the abdomen. It is surrounded by a contusion collar which measures 0.2 cm superiorly, laterally, inferiorly and medially. The gunshot wound entry site is not associated with any scorching, singeing, smudging or powder tattooing.

**Wound track:** The bullet enters the right peritoneal cavity, piercing the colon and the right kidney and then fracturing the lumbar vertebra. The wound track is associated with hemorrhage in the peritoneal cavity. A fired bullet was recovered at the back beneath the lumbar vertebra.

**Trajectory:** Posteriorward, downward and medialward.

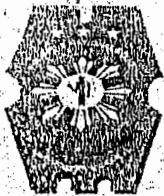
XXX

XXX

XXX



PSUPT JAIME RODRIGO LETRERO LEAL, M.D.



Republic of the Philippines  
Department of the Interior and Local Government  
National Police Commission  
PHILIPPINE NATIONAL POLICE  
BAGUIO CITY CRIME LABORATORY  
Medico-Legal Division  
Upper Kayang St., Baguio City



## ANATOMICAL SKETCH

NAME Ryan Dave Almora  
MEDICO-LEGAL OFFICER Dr. JR. L. L. L.

CASE No. BSD-072-16  
DATE 29 July 2016

CC SUP 0.4cm  
INF 0.2cm  
LAT 0.5cm  
MED 0.2cm  
11.5 AML  
0.6 x 0.7cm  
120 H

② GSW POE  
FX 5th (R) TR  
LX ML RL  
Diaphragm  
colon  
small intestine  
TM

SCAR

TM

PW, DW, MW  
FX 5th (L) TR  
LX UL LL  
120th (L) 120th  
RV HEART  
LV HEART  
LUNG  
Diaphragm  
Spleen  
CC SUP 0.3cm  
INF 0.1cm  
LAT 0.1cm  
MED 0.2cm  
6cm POE  
120 H  
0.6 x 0.7cm  
2cm AML

TM

colon  
(R) Kidney  
FX lumbar vert

PW  
DW  
MW

③

GSW POE

109 H

0.7 x 0.7cm

4cm AML

CC SUP 0.2cm

INF 0.2cm

LAT 0.2cm

MED 0.2cm

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

TM

\* Fired bullet recovered  
beneath the lumbar vertebra

TM

GSW POE  
112 H  
1 x 1cm  
13cm PML

② GSW POE  
101 H  
0.7 x 0.7cm  
8cm PML

General

REPUBLICA NG PILIPINAS )  
 ) S.S.

## SINUMPAANG SALAYSAY

Ako, si **ROWENA BUSTAMANTE APARRI**, Pilipino, may sapat na gulang, kasal kay Nelson Aparri, at may address sa Purok 3, Isla Puting Bato, Brgy. 20, Tondo, Manila, ay malayang nagsasaysay, pagkatapos manumpa ng naaayon sa batas, na:

1. Ako ay kasal kay Nelson Aparri. Kami ang mga magulang ng lalaking pinatay na si Rex Aparri (“Rex”);
2. Ang aming pamilya, kasama si Rex, ay nakatira sa maliit na bahay, na may dalawang palapag, sa Purok 3, Isla Puting Bato, Brgy. 20, Tondo, Manila;
3. Noong ika-13 ng Setyembre 2016, mga 7:00 ng gabi, habang ako ay nanonood ng telebisyon sa bahay at habang nasa taas si Rex at ang kanyang kaibigan na si Vanessa, biglang dumating ang anak ni Vanessa. May sinabi yung anak ni Vanessa kay Vanessa, tapos nagmadali silang umalis. Naiwan si Rex sa taas;
4. Pagkaalis nila Vanessa, may limang armadong lalaki, na nakasuot ng damit sibilyan, na dumating sa bahay namin. Tinanong nila ako kung nasaan si Rex;
5. Pinuno ng mga armadong lalaki ang lalaking mamayang nagpakilala sa sarili niya bilang “Alvarez”, vigilante ng Delpan. Nakasuot si Alvarez ng puting shirt noong gabi ng incidente;
6. Habang karga ko si Lorens, ang 10 buwan gulang na anak ni Rex at ang kanyang live-in partner na si Lory Ann Albarida (“Lory Ann”), tinulak ako ng isa sa mga armadong lalaki para makapasok sa bahay namin;
7. Pumasok sa aming bahay si Alvarez at dalawa sa mga armadong lalaki. Tumuloy sa taas ng bahay si Alvarez at isa sa kanyang mga kasamang armadong lalaki. Naiwan yung isang armadong lalaki sa baba para bantayan kami nina Lory Ann, Lorens, at Reycell Mae, ang anak ko. Naiwan naman sa labas ang dalawa pang armadong lalaki at

binantayan nila ang pintuan namin para hindi makialam ang aming mga kapitbahay;

8. Habang kami ay nasa baba, wala kaming naririnig sa mga pangyayari sa taas kung saan sina Rex, Alvarez, at isa sa mga armadong lalaki. Pinilit kami ng armadong lalaking nagbabantay na iwanan namin ni Lory Ann ang aming dalawang cellphone sa ibabaw ng telebisyon. Kinapkap din niya ang bulsa ni Lory Ann, at kinuha niya yung pitaka na may pera sa loob;
9. Habang kami ay naghihintay ng halos isang oras, nakatutok sa amin ang baril ng armadong lalaki na nagbabatay sa amin. Tinakot din kami ng dalawang armadong lalaki na nasa labas ng bahay;
10. Noong nakalipas ang isang oras, habang kami (ako, si Lory Ann, Lorens at Reycell Mae) ay nakaupo sa sala, bigla nalang sumigaw ang armadong lalaki na nakabantay sa amin. Sumigaw siya ng, "Sir! Positive! Patayin na natin siya!" Parang inip na inip lang siya, dahil wala naman siyang natuklasan o nakitang bagay na may kinalaman sa droga.
11. Natakot ako, kaya sumigaw ako, "Sir, wala po yan! Paano yan magiging positive?";
12. Nakalabas si Reycell Mae at humingi siya ng saklolo sa aming mga kapitbahay, pero walang nakatulong sa amin;
13. Bumaba si Alvarez, ang kasama niyang armadong lalaki at si Rex. Habang bumababa sila, nagmamakaawa si Rex. Sinabi ni Rex na, "Parang awa. Wag na ninyo ako patayin, hulihin nalang. Alang-alang sa anak ko Sir. Kahit wala akong kasalanan, susko ako sa inyo."
14. Pinakarga ko kay Rex si Lorens at yinakap ko sila para hindi siya barilin. Sumunod din sa pagyakap si Lory Ann;
15. Pinaghiwalay kami ng mga armadong lalaki. Tinutulak nila kami palayo sa isa't isa. Kinuha ni Alvarez si Lorens at tinapon niya si Lorens kay Lory Ann;
16. Nabasag ang salamin, tapos tinulak ako palabas sa eskinita kung saan ako ay nawalan ng malay;



17. Noong nagising ako, nakita ko na inalagaan ako ng aking mga kapitbahay;
18. Nakarinig ako ng isang putok ng baril. Akala ko na iyon ang unang putok, hanggang sinabihan ako ni Lory Ann na nabaril na pala si Rex ng dalawang beses habang ako ay nawalan ng malay. Pagkatapos, may isa pa akong narinig na putok ng baril;
19. Habang ako ay nasa labas ng bahay namin, nakita ko ang mga pulis na nakauniporme na nakapaligid sa eskinita. Nakita ko rin ang mga kaibigan ni Rex na nagpapakita ng galit sa nangyari;
20. Pansamantala hindi kami pinayagan pumasok sa aming bahay;
21. Noong pinayagan na kami pumasok sa bahay, nakita ko ang katawan ni Rex sa sahig. Ang ulo ni Rex ay malapit sa hagdanan, habang ang paa niya ay malapit sa pinto ng bahay namin;
22. Nakita ko na may butas ng bala ang katawan ni Rex sa ulo, tiyan, at dalawang bahagi ng dibdib;
23. Nakita ko rin na nawala ang dalawang cellphone na inilagay namin sa taas ng telebisyon. Hindi rin ibinalik ang pitaka ni Lory Ann;
24. Noong pinatay si Rex, siya ay 30 taong gulang. Sa pagkaalam namin, wala si Rex sa watch list noong siya ay pinatay
25. Pagkatapos ng insidente, pinagsabihan ako ng Purok Leader na wala si Rex sa anumang watch list;
26. Pagkatapos ng insidente, pinagsabihan ako ng aking mga kapitbahay na nakita nila ng higit sa isang beses si Alvarez na naglalakad sa paligid at nagmamasdan sa bahay namin;
27. Dahil natatakot kami ni Lory Ann para sa buhay namin, pansamantala kaming umalis sa aming bahay;
28. Isinasagawa ko ang salaysay na ito upang patotohanan ang lahat ng nakasaad sa itaas at para sa anupamang kadahilanang naaayon sa batas.


BILANG KATUNAYAN NG LAHAT, ako ay lumalagda ngayong  
ika- 8 ng September, 2017, sa Quezon City, Pilipinas.

R B Aparri  
**ROWENA BUSTAMANTE APARRI**  
Nagsasaysay

SINUMPAAN AT NILAGDAAN sa harap ko ngayong ika- 8 ng  
September, 2017, sa Quezon City, at ipinakita sa  
akin ng nagsasaysay ang kanyang TIN 433-126-712-000 na  
ipinagkaloob noong 03 / 04 / 2013 sa  
Manila, Philippines.

**NOTARYO PUBLIKO**

Doc. No. 277 ;  
Page No. 57 ;  
Book No. 1 ;  
Series of 2017.

  
**JOSE AARON M. PEDROSA, JR.**  
Commission No. NE-117 (2016-2017)  
Notary Public for Quezon City  
Valid until December 31, 2017  
117 Alley 2, Road 7, Project 6, Quezon City  
Attorney Roll No. 61770  
PTR No. 3864029 1/9/2017 Quezon City  
IBP No. 1061213 1/9/2017 Pasig City  
MCLE Compliance No. V-0013894 02/11/2016

REPUBLICA NG PILIPINAS )  
 ) S.S.

## SINUMPAANG SALAYSAY

Ako, si **LORY ANN FLORES ALBARIDA**, Pilipino, walang asawa, may sapat na gulang, at may address sa Purok 3, Isla Puting Bato, Brgy. 20, Tondo, Manila, ay malayang nagsasaysay, pagkatapos manumpa ng naaayon sa batas, na:

1. Ako ay ang naging kasintahan at live-in partner ng biktimang si Rex Bustamante Aparri ("Rex"), ama ng 10 buwan gulang anak kong lalaki ("Lorens");
2. Ang address ng pamilyang Aparri ay sa Purok 3, Isla Puting Bato, Brgy. 20, Tondo Manila, kung saan din ako nanirahan;
3. Noong ika-13 ug Setyembre 2016, mga 7:00 ng gabi, may limang armadong lalaki, na hindi naka uniporme, na pumunta sa aming tirahan;
4. Habang naghahanda ako sa pagtulog, dalawa sa limang armadong lalaki, isa na roon ay si "Alvarez", ay umakyat sa aming kwarto kung nasaan kami at sumigaw na, "Ilabas niyo na!" Daliang sinagot ni Rex na, "Wala po kaming mailalabas." Ako ay pinababa nila habang si Rex ay naiwan sa kwarto;
5. Nanatili ako sa babang lapag ng aming bahay ng halos isang oras kasama ang ina ni Rex na si Rowena. Kasama din namin si Lorens at si Reycell Mae, ang 11 taong gulang apo ni Rowena. Sa buong panahong iyon, nakabantay sa amin ang isa sa mga armadong lalaki at nakatutok sa aming ang kanyang baril;
6. Habang kami ay binabantayan, pinilit kami ni Rowena na ilagay ang aming mga cellphone sa ibabaw ng telebisyon. Kinapkap din ng armadong lalaki ang bulsa sa likod ng aking pantalon at kinuha ang pitaka ko na naglalaman ng Php 1,200.00 na isinantabi ko para sa kaarawan ni Lorens;
7. Dalawa sa limang armadong lalaki ay naiwan sa labas ng aming bahay. Binantayan nila ang madakbilang dulo ng pintuan at

8. Noong nakalipas ang isang oras, ang lalaking nakabantay sa amin ay sumigaw sa mga kasama niyang lalaki sa taas na, "Sir! Positive! Patayin na natin siya!";
9. Sumigaw tuloy si Rowena na, "Sir, wala po yan! Paano yan magiging positive?" Biglang tumakbo si Reycell Mae palabas at sumigaw sa mga kapitbahay na, "Tulungan ninyo tito ko, papatayin siya!";
10. Binaba ng dalawang armadong lalaki si Rex. Hawak ng isa ang buhok ni Rex at yung isa naman ay hawak si Rex sa kanyang kuwelyo;
11. Pagkababa nila, daliang inilapit ni Rowena ang kaniyang sarili at si Lorens kay Rex at nagmakaawa na iaresto na lamang siya at huwag patayin. Lumapit na din ako kay Rex at sinubukan ko siyang yakapin;
12. Humahagulgol na si Rex habang nagmamakaawa na arestuhin na lamang siya kaysa patayin, kung siya man talaga ay may sala, dahil mayroon siyang anak;
13. Pilit na pinaghiwalay kami ng mga lalaki. Dahil dito, nahampasan ako at nabasag ang isang salamin sa aming bahay. Si Rowena naman ay tinulak bago siya tuluyang inilabas sa eskinita;
14. Binitawan ni Rex si Lorens na umiiyak sa mga panahong iyon, at ang lalaking nagngangalang "Alvarez" ay sinunggab ang buhok ni Lorens at ibinigay sa akin;
15. Habang nakatayo si Rex sa may hagdanan, siya ay binaril ni "Alvarez" deretso sa likod ng kanyang ulo;
16. Tinulak ako palabas ng aming bahay, kasama si Lorens;
17. Nakarinig ako ng tatlo pang putok ng baril habang ako ay nasa labas;
18. Tumingin ako sa isang bukas na bintana na walang salamin at kurtina, kaya malinaw kong nakita na nilagay nila ang isang baril malapit sa kamay ni Rex at mga puting bato, na sa aking palagay ay mga droga, malapit sa kanyang bulsa;

19. Lumabas si "Alvarez" at nagpaputok sa ere at nag deklara na, "*Kung may magtanong, ang pumatay sa kanya ay si Alvarez – ang vigilante ng Delpan.*";
20. Si "Alvarez" at ang kasama niyang apat na armadong lalaki ay daliang umalis bago dumating ang isang malaking grupo ng mga pulis na nakasuot uniporme. Sabi ng mga pulis ay galing sila ng Delpan Station o Station 11, 2nd Precinct;
21. Hindi ako pinayagang makapasok sa aming bahay ng ilang oras;
22. At noong hinayaan na nila akong pumasok, nakita ko si Rex na nakalatay sa aming sahig, ulo niya malapit sa hagdanan at paa niya malapit sa pintuan;
23. Nakita ko ang mga butas sa kanyang ulo, tiyan, at magkabilang dulo ng dibdib dulot ng mga pinaputok na bala, at naghugis krus;
24. Ang aming dalawang cellphone na nakapatong sa telebisyon at ang aking pitaka na may laman na pera ay nawala;
25. Makikilala ko ang lalaking nagngangalang "Alvarez" kung maiharap siya sa akin. Kilala itong si "Alvarez" sa aming komunidad bilang isang pulis galing sa 2nd Precinct;
26. Isinasagawa ko ang salaysay na ito upang patotohanan ang lahat ng nakasaad sa itaas at para sa anupamang kadahilanang naayon sa batas.

BILANG KATUNAYAN NG LAHAT, ako ay lumalagda ngayong  
ika- 8 ng September, 2017, sa Quezon City, Pilipinas.




**LORY ANN FLORES ALBARIDA**  
Nagsasaysay

SINUMPAAN AT NILAGDAAN sa harap ko ngayong ika- 8 ng  
September, 2017, sa Quezon City, at ipinakita sa  
akin ng nagsasaysay ang kanyang TIN 492-309-362-000 na  
ipinagkaloob noong 11/10/2016 sa  
Manila, Philippines.

**NOTARYO PUBLIKO**

Doc. No. 278 ;  
Page No. 58 ;  
Book No. 1 ;  
Series of 2017.

  
**JOSE AARON M. PEDROSA, JR.**  
Commission No. NT-117 (2016-2017)  
Notary Public for Quezon City  
Valid until December 31, 2017  
117 Alley 2, Road 7, Project 6, Quezon City  
Attorney Roll No. 61770  
PTR No. 3864029 1/9/2017 Quezon City  
IBP No. 1061213 1/9/2017 Pasig City  
MCLE Compliance No. V-0013894 02/11/2016

ANNEX H

**MEMORANDUM**

**FOR** : Acting District Director  
**THRU** : C, CIDU  
**SUBJECT** : Spot Report  
**DATE** : September 14, 2016

Reference: Blotter Entry No. 2265; At 8:40 am of September 13, 2016, telephone Call from SPO2 Gene Reyes of Moriones Police Station (PS#2) of this District was received by this office re Gun shooting incident wherein suspect DOS at Purok 3, Isla Puting Bato, Tondo, Manila. No other details were given. After notifying concerned offices, SPO3 Milbert Balinggan and the undersigned investigator responded to investigate.

**Nature of the Case** : Shooting Incident

**Persons involved** : P1- Element of Delpan PCP led by PO3 Ronald Alvarez  
P2- REX APARRI y BUSTAMANTE, 30 years old, single, jobless,  
Last resided at Purok 3 Isla Puting Bato, Tondo, Manila (Deceased)

**DTPO** : September 13, 2016 at about 7:30 p.m., inside makeshift abode of the suspect located at Purok 3, Isla Puting Bato, Tondo, Manila (PS#2, MPD AOR)

**Evidence** : 1. Death Certificate and Autopsy of the victim (to be presented later)  
2. One (1) .38 revolver without serial number loaded with five (5) live bullets and two (1) fired bullet (SOCO Custody)  
3. Two (2) .9 mm fired cartridge cases (SOCO Custody)  
4. Four (4) heat sealed plastic sachet of white crystalline substance suspected to be Methamphetamine hydrochloride also known as "SHABU" (SOCO Custody)

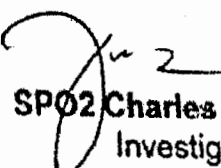
**Facts of the case** :

Initial investigation disclosed that element of DELPAN PCP composed of PO1 Nelson Macababdad, PO1 Ryan Binosa, PO1 Edmar Latagan led by PO3 Ronald Alvarez were conducting OPLAN TOKHANG and patrolling at the place. They knocked on the suspect's residence as part of the OPLAN and spotted the herein suspect thereat. The lawmen identified themselves as policeman and approached the suspect but the latter suddenly drew out his gun and fired shot on the approaching lawmen but he missed his mark. At this instance, after sensing that their lives were in imminent danger, PO1 EDMAR LATAGAN was constrained to retaliate and hit the suspect. After the smoke of gunshots subsided, the suspect was seen lying lifeless on the floor. SOCO Team led by PSI MESALYN MILAGROS R. PROBADORA arrived and processed the crime scene. cursory examination on the cadaver revealed gunshot wounds on the body.

After recovering all the evidences, rough sketches and photographs were taken, the cadaver was brought by his family to the funeral of their own choice for autopsy.

PO1 EDMAR LATAGAN was advised to submit his incident report and likewise present his service firearm before this office for GPR examination.

For information.

  
SPO2 Charles John Duran  
Investigator-on-case

**Noted and Forwarded:**

  
ROMMEL S ANICETE  
Police Senior Inspector  
Chief, CAPIS

REPUBLIKA NG PILIPINAS )  
) S.S.

SINUMPAANG SALAYSAY

Ako, si **JEFFERSON ACENA SORIANO**, Pilipino, walang asawa, nasa wastong gulang, at may address sa No. 74, Sto. Rosario Street, Brgy. Holy Spirit, Quezon City, ay malayang nagsasaysay, pagkatapos manumpa ng naaayon sa batas, na:

1. Isang gabi noong Mayo 2017, mga ika-8 ng gabi, ilang mga di-kilalang lalaki na armado ng mga baril at naka-suot ng pang-sibilyan ang dumating sa aking tirahan;
2. Ako lamang at ang aking pinsan na si Jomar Tugad ("Jomar") ang nasa bahay noong oras na iyon;
3. Ang mga lalaki ay dumating sakay ng 2 van na kulay gray, na sa aking pagkakaalam ay ginagamit ng pulis kapag nagsasagawa ng "tokhang operations" sa aming lugar;
4. Pagkapasok nila sa aking bahay ay tinutukan nila ako ng baril habang tinatawag ang aking pangalan at ang pangalan ni Jomar;
5. Tinanong nila kami kung nasaan si Atchay, isang kaibigan na madalas bumisita sa amin;
6. Nang hindi namin sila maisagot ay hinawakan kami ni Jomar at pinagpapalo ng tabla sa ulo ng maraming beses habang patuloy na paulit-ulit na tinatanong;
7. Pagkatapos ay sapilitan kaming pinasakay sa isa sa mga van;
8. Sa loob ng van ay nakita ko sina Lyka, Salakab, at Jeffrey, aking mga kakilala, na unang naaresto sa amin;
9. Dinala nila kaming lima sa Precinct 6 kung saan may halos 20 na kapulisan ang nag-hihintay;



10. Sa Precinct 6, kaming lima ay patuloy na pinagpapalo ng tabla sa ulo habang tinatanong pa rin tungkol kay Atchay, ngunit wala sa amin ang makasagot;
11. Sabi ng isang pulis na kapag itinuro namin kung nasaan si Atchay ay bibigyan nila kami ng parte ng pabuya na matatanggap nila;
12. Pagkatapos ay isa-isa kaming kinunan ng litrato;
13. Dinala kami sa pang-apat na palapag o bubungan ng Precinct 6;
14. Buong gabi kaming tinorture ng mga pulis sa bubungan kung saan walang nakakakita sa amin;
15. Kami ay pinagpasa-pasahan ng marami sa kanila upang ma-sikmuraan;
16. Hindi kami makatakas o makasigaw sapagkat may mga baril na nakatutok sa aming mga ulo;
17. Ng kina-umagahan, kami ay ibinalik sa loob ng Precinct 6;
18. Pinapirma kami sa isang dokumento na hindi pinabasa sa amin;
19. Sinabi ng isang pulis na may kaso na isinampa sa amin;
20. Wala na akong napagkaalaman tungkol sa kaso na sinabing isinampa at wala din akong natanggap na kahit ano mang dokumento kaugnay sa nasabing kaso;
21. Nang ako ay pinauwi, isang pulis na nagngangalang Vargas ang naghatid sa akin gamit ang sasakyang pampulis;
22. Sa aking pagkaka-alam, wala akong natanggap na kahit anong subpoena or pag-sugo mula sa kahit ano mang korte kaugnay sa nasabing kasong inihain laban sa akin;
23. Noong ika-17 ng Hunyo 2017, ako at ang aking kaibigan na si Manuel Berbosa ("Manuel") ay nakaupo sa isang sari-sari store sa interseksiyon ng Sto. Rosario St.

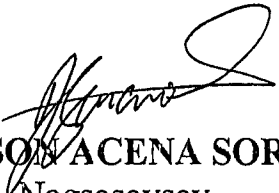
24. Napansin ko na may isang 'di kilalang lalaki na nakatayo sa kabilang gilid ng kanto kung saan kami ay nakaupo;
25. Bandang 10:30 ng gabi, nakita ko ang isang lalaking sakay ng motorsiklo at may baril sa kanyang bulsa na huminto sa tabi nung di-kilalang lalaki, upang may iabot sa kanya;
26. Sa pagbaba ng lalaki mula sa kanyang motor, ay bigla niyang itinutok ang kanyang baril sa ulo ni Manuel at ito ay pinaputukan;
27. Isang metro lamang ang layo namin sa taong bumaril at nakita ko ang agarang pagpatay at pagbagsak ni Manuel sa sahig;
28. Agad akong napatayo sa gulat ng bigla na lang ako binaril sa kanang bahagi ng aking lalamunan, sa bandang ibaba ng aking panga;
29. Matapos akong tamaan ng bala, sinubukan kong tumakbo palayo, subalit ako ay muling binaril sa kanang hita na siyang nagpabagsak sa akin;
30. Dahil nakutuban ko na ako ay babarilin sa ulo, ipinasok ko ang aking ulo sa butas ng kanal;
31. Ako ay nilapitan at muling binaril ng pangatlong beses sa kaliwang bahagi ng aking lalamunan;
32. Nagkunwari akong patay hanggang sa narinig kong lumisan ang motorsiklo;
33. Hindi ako gumalaw hanggat may ilang tao na ang narinig kong pumapalibot sa akin;
34. Dumating ang ambulansya at dinala ako sa ospital;
35. Sa ospital, ang aking mga magulang ang tanging dumalaw sa akin, at walang kapulisan ang nag-imbetiga sa pangyayari;
36. Nagpasya kami ng aking pamilya na umalis kaagad ng ospital dahil sa takot na mabalikan ako ng taong bumaril sa akino ng kanyang mga kasamahan;

37. Bilang resulta ng pagtanggap ng dalawang bala sa aking lalamunan, ako ay nawalan ng boses;

38. Ikinakatakot ko na ako ay makita at mapatay ng bumaril sa akin at ng kanyang kasamahan, ngunit ako ay determinado na makamtan ang hustisya para sa ginawa nila sa akin at sa aking mga kakilala;

39. Isinasagawa ko ang salaysay na ito upang patotohanan ang lahat ng nakasaad sa itaas at para sa anupamang kadahilanang naaayon sa batas.

BILANG KATUNAYAN NG LAHAT, ako ay lumalagda ngayong ika- 12 ng Setyembre, 2017, sa Quezon City, Pilipinas.

  
**JEFFERSON ACENA SORIANO**  
Nagsasaysay

SINUMPAAN AT NILAGDAAN sa harap ko ngayong ika- 12 ng Setyembre, 2017, sa Quezon City, Philippines, at ipinakita sa akin ng nagsasaysay ang kanyang VIN 7404-1399A-11884JAS1000 na ipinagkaloob noong \_\_\_\_\_ sa \_\_\_\_\_.

**NOTARYO PUBLIKO**

  
**JOSE AARON M. PEDROSA, JR.**

Commission No. NP-117 (2016-2017)

Notary Public for Quezon City

Valid until December 31, 2017

117 Alley 2, Road 7, Project 6, Quezon City

Attorney Roll No. 61770

PTR No. 3864029 1/9/2017 Quezon City

IBP No. 1061213 1/9/2017 Pasig City

Doc. No. 281;

Page No. 58;

ANNEX J



## COMMISSION ON HUMAN RIGHTS

### CERTIFICATION

This is to certify that, based on the data from its Regional Offices, the Commission on Human Rights has recorded three (3) criminal cases filed before the courts against law enforcement authorities allegedly involved in drug-related extrajudicial killings.

Issued for whatever purpose it may serve.

Done this 4<sup>th</sup> day of October 2017 in Diliman, Quezon City.

*Homero Matthew P. Rusiana*  
ATTY. HOMERO MATTHEW P. RUSIANA  
OIC, Office of the Executive Director

Republic of the Philippines  
Commission on Human Rights  
Diliman, Quezon City

Cases filed before the courts against law enforcement authorities allegedly involved in drug-related "nanlaban" cases

Case Number	Victim	Respondents	Status
CHR-NCR-2016-0426	BERTES, Jaypee	PO2 Alipio Balo and PO1 Michael B. Tomas	Filed in RTC of Pasay City
CHR-IX-2016-0648	BUENDIA, Arnel A.	PO Ric Ric Saladaga and PO Villano both of Gutalac Municipal Police Station	Filed in RTC of Liloy, Zamboanga Del Norte
CHR-X-2016-0505	BARANGOT, Karl Vincent	SPO1 Ronald C. Eugenio	Filed in RTC of Misamis Oriental



Republic of the Philippines

DEPARTMENT OF THE INTERIOR AND LOCAL GOVERNMENT

DILG-NAPOLCOM Center, EDSA corner Quezon Avenue, West Triangle, Quezon City  
<http://www.dilg.gov.ph>



**REVISED GUIDELINES ON THE IMPLEMENTATION OF MAMAMAYANG AYAW SA ANOMALYA, MAMAMAYANG AYAW SA ILIGAL NA DROGA (MASA MASID)**

**Memorandum Circular No. 2017-112**

Reference Number:

Date: August 29, 2017

Rev. No. 00

**1. BACKGROUND**

The Department, through Republic Act (RA) 6975, otherwise known as the "Department of the Interior and Local Government Act of 1990," is mandated to promote peace and order, ensure public safety, and strengthen local governance aimed towards the effective delivery of basic services to the citizenry. As such, the Department has formulated plans, programs, and policies to reinforce this mandate.

In line with the priorities of the current administration to rid the country of illegal drugs, criminality, and corruption, Memorandum Circular (MC) No. 2016-116 entitled "Implementation of MASA MASID (Mamamayang Ayaw sa Anomalya, Mamamayang Ayaw sa Iligal na Droga) Program" was signed on September 2, 2016. MASA MASID is a project which encourages the involvement of the community through a multi-sectoral and mass-based approach to ensure an effective and efficient implementation.

However, there were significant changes as the project is being implemented. The Community-Based Rehabilitation Program (CBRP) is no longer part of the strategies. Also, with the recent terrorism-related incidents, the Department realizes the role that MASA MASID may play in preventing the entry of groups or individuals who wish to spread fear in the community. Thus, violent extremism and other threats to peace and security shall be added to the concerns that the MASA MASID shall protect the communities from.

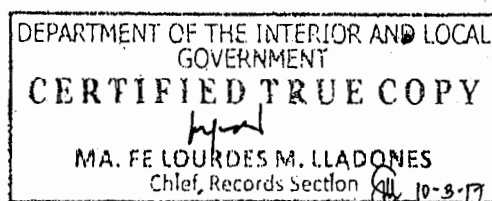
With these changes, the existing policy has to be enhanced so as to address other concerns of the project. Hence, this Revised Guidelines in the Implementation of MASA MASID.

**2. DESCRIPTION**

The MASA MASID Project promotes community involvement to contribute in addressing problems on corruption, illegal drugs, criminality, violent extremism and other threats to peace and security down to its sources. The project is geared towards achieving improved governance starting at the local level and decreased crime activities, thus, helping in the realization of the mandate of the Department to promote peace and order, ensure public safety, and improve the performance of the LGUs in upholding good governance.

Multi-sectoral and mass-based approach shall be adopted to attain its objectives. The project recognizes the importance of the interplay between the government and civil society organizations. Hence, MASA MASID Groups shall be organized to bring together the government and the private sector to achieve peaceful, orderly, and safe communities.

1



### 3. PURPOSE

The project aims to promote synergy between the state and the private sector to contribute in ridding the country of corruption, illegal drugs, criminality, and violent extremism and other threats to peace and security. Specifically, it aims to:

- 3.1. Organize, establish, and capacitate MASA MASID Groups (MMG) in the city/municipal (C/M) and barangay level;
- 3.2. Enjoin the active participation from civil society organizations such as faith-based, non-government, and people's organizations;
- 3.3. Intensify the government's campaigns against corruption, illegal drugs, criminality, and violent extremism and other threats to peace and security; and
- 3.4. Set up a mechanism of reporting in the community level mobilizing community volunteers

### 4. SCOPE

This policy covers all local government units (LGU).

### 5. POLICY CONTENT AND GUIDELINES

#### 5.1. Implementation Strategies

The project is guided by the following implementation strategies:

##### 5.1.1. Advocacy

5.1.1.1. Advocacy to heighten the level of awareness on Corruption, Illegal Drugs, Criminality, and Violent Extremism and Other Threats to Peace and Security

5.1.1.2. Advocacy to encourage community participation and partnership building

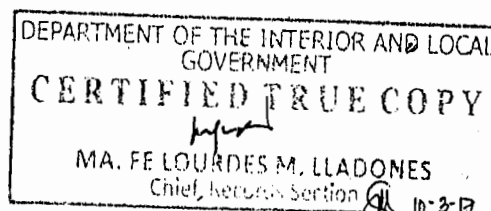
##### 5.1.2. Reporting System

A system of reporting shall be established in various modes to gather and assess information for referral to appropriate agency/ies.

##### 5.1.2.1. Modes of Reporting

Reports shall be coursed through hotline, drop box, electronic mail, Short Message Service (SMS), or directly reported to any member of the MMG. All C/M shall establish these modes of reporting:

- Hotline - A dedicated landline or cellphone number for MASA MASID reports. It is a 24/7 facility lodged at the C/M PNP Station.



### Composition

Chairperson: Local Chief Executive  
Members: DILG Field Officer  
City/Municipal Chief of Police  
Representative from Faith-Based Organization (FBO)

### Responsibilities

- Oversee the implementation of the project;
- Mobilize the support of the LGUs and key stakeholders; and
- Monitor the implementation of the project.

### • Technical Working Group

The TWG shall be organized with the following composition and responsibilities:

### Composition

Chairperson: C/M DILG Field Officer  
Members: C/M Administrator or any Department Head designated by the LCE  
C/M Chief of Police  
Representative from FBO  
Representative from CSO  
Representative from the C/M Anti-Drug Abuse Council  
Representative from the C/M Peace and Order Council  
Liga ng mga Barangay C/M Chapter President

### Responsibilities

- Establish the MASA MASID modes of reporting in the C/M level and put in place an effective reporting mechanism to ensure that reports are properly acted upon;
- Consolidate reports coursed through the modes of reporting, validate submitted reports and refer to concerned agencies if needed;
- Organize and mobilize the MMTs;
- Organize and mobilize MASA MASID Volunteers (MMV);
- Ensure the effective implementation of MASA MASID Activities; and
- Provide effective and regular monitoring and evaluation mechanism.





Another number may be set up to accommodate calls during office hours.

- Drop Box – Drop box shall be installed in C/M and barangay halls.
- Electronic mail (E-mail) – C/M shall create an e-mail account for MASA MASID. (e.g. [pasay.masamasid@gmail.com](mailto:pasay.masamasid@gmail.com))
- SMS – A dedicated cellphone number to receive text messages for MASA MASID reports.

## 5.2. Activities to be Undertaken

### 5.2.1. Advocacy to heighten the level of awareness on Corruption, Illegal Drugs, Criminality, and Violent Extremism and Other Threats to Peace and Security

- Development, Production, and Distribution of IEC materials
- Conduct of Symposium and Forum
- Campaign through quad-media (Radio, Television, Print, and Internet)

### 5.2.2. Advocacy to encourage community participation and partnership building

- Orientation on partnership building
- Development, Production, and Distribution of IEC materials
- Campaign through quad-media (Radio, Television, Print, and Internet)
- MOA signing

### 5.2.3. Capacity Development for MMGs

- Training activities
- Skills enhancement

### 5.2.4. Reporting System

- Set up modes of reporting in C/M level
- Establish monitoring and referral mechanism

## 5.3. Composition and Responsibilities of MMG

### 5.3.1. The MASA MASID Groups (MMG)

The MASA MASID Groups in the C/M level shall include the Steering Committee and Technical Working Group (TWG).

- Steering Committee

The Steering Committee shall be organized with the following composition and responsibilities:



### 5.3.2.MASA MASID Team (MMT)

MMT is the main implementing arm based in the barangay and shall work closely with Barangay Peace and Order Committee (BPOC) and Barangay Anti-Drug Abuse Council (BADAC). It shall be organized with the following composition and responsibilities:

#### Composition

##### *Punong Barangay*

*Sangguniang Barangay* member who is the chairperson of the Committee on Peace and Order

Representatives from FBO, NGO, PO, and other volunteer groups

CSO/NGO member of BADAC

CSO/NGO member of BPOC

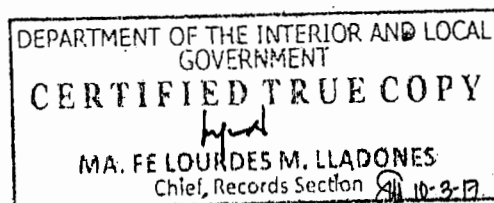
#### Responsibilities

##### On Advocacy

- Organize fora, seminars, and related activities on prevention of corruption, illegal drugs, crime, and violent extremism and other threats to peace and security;
- Distribute IEC materials; and
- Establish partnership with academic institutions, faith-based organizations, and other key stakeholders.

##### On Reporting System

- Ensure the involvement of the community and volunteers in gathering and reporting information;
- Collect reports coursed through drop boxes installed in the barangay hall for submission to the TWG;
- Ensure that Good Governance is being practiced and institutionalized in the barangays through monitoring of the following:
  - Compliance with DILG MC No. 2010-83 dated August 31, 2010, entitled "Full Disclosure of Local Budget and Finances, and Bids and Public Offerings", MC No. 2014-81 dated July 15, 2014, entitled "Amendment to DILG Memorandum Circular No. 2010-149 Re: Posting of Barangay Budget, Statement of Income and Expenditures and other Barangay Financial Transactions and Annual Procurement Plan;"



- Participation in the Semestral Synchronized Barangay Assembly Day; and
- Adherence to all other policies provided in DILG MC 2010-122 dated October 26, 2010, entitled "Guideposts in Promoting and Sustaining Barangay Good Governance."

#### 5.3.3.MASA MASID Volunteers (MMV)

Volunteers are individuals or members of any organizations in the barangay with strong moral values and integrity, and willing to contribute time, talent, and resources to the cause.

##### Roles of MMVs:

MMVS shall assist the MMT in the conduct of advocacy activities and shall handle the information gathering in the barangay level.

#### 5.4. Institutional Arrangements

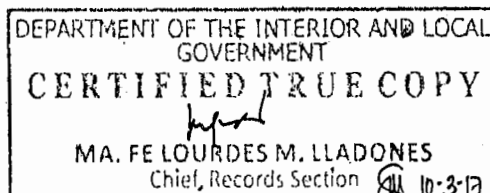
##### 5.4.1.The DILG

The DILG through the MASA MASID Project Management Office shall:

- Formulate the policy and oversee its implementation;
- Coordinate with and provide technical assistance to DILG Regional Offices and Focal Persons in the implementation of the project;
- Orient DILG Regional, Provincial, HUC, and ICC Focal Persons in the project;
- Develop resource materials such as training modules, promotional materials, and other collaterals pertinent to the implementation of the project;
- Establish an effective monitoring mechanism to track the progress of the project implementation; and
- Serve as the National Secretariat.

DILG Regional Offices shall:

- Disseminate the policy to the DILG Provincial and Field Offices;
- Coordinate with and provide technical assistance to DILG Provincial and HUC/ICC focal persons in the implementation of the project;
- Oversee the implementation of the project in the region and ensure its successful implementation; and
- Ensure timely submission of report to the MASA MASID PMO.



DILG Provincial Offices shall:

- Coordinate with and provide technical assistance to DILG Field Officers at the City/Municipal level in the implementation of the project;
- Ensure that TWG and Steering Committee are organized and functional;
- Oversee the implementation of the project in the province and ensure its successful implementation; and
- Ensure timely submission of reports to the Regional Offices; and
- Supervise the Community Facilitators.

DILG City/Municipal Field Officers, as chairperson of the TWG shall:

- Spearhead the organization and mobilization of the TWG and MMT;
- Conduct orientation/trainings of the MMTs;
- Maintain a registry of the MMTs and MMVs;
- Oversee the implementation of the MASA MASID project within their jurisdiction and ensure its successful implementation; and
- Oversee activities of MMVs and other stakeholders participating in the project.

The C/M Chief of Police as member of the TWG:

- Assist in the organization of the MMTs;
- Provide technical assistance; and
- Together with the other members of the TWG, assess the reported concerns and take necessary actions including, but not limited to, filing of cases and/or referral of drug users for counseling and/or rehabilitation, investigation of reported criminal activities, among others.

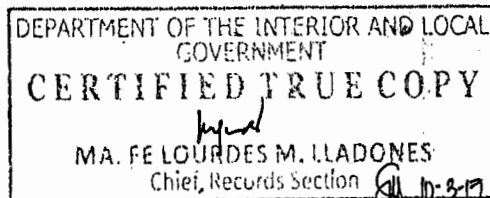
#### 5.4.2. The Local Government Unit (LGU)

The Local Chief Executive, as Chairperson of the Steering Committee, shall mobilize the support of LGUs and other key stakeholders.

The C/M Administrator or Department Head designated by the LCE, as member of the TWG, shall assist in the organization of the MMTs and provide technical assistance.

The C/M Anti-Drug Abuse Council (ADAC) and C/M Peace and Order Council Representative, as members of the MASA MASID TWG, shall:

- Work closely with the DILG City/Municipal Field Officer on the implementation of the MASA MASID project;
- Provide technical and administrative support; and
- Provide Secretariat support.



The Liga ng mga Barangay C/M Chapter President, as member of the MASA MASID TWG, shall:

- Assist in the organization and orientation of the MMTs; and
- Collaborate with the MMTs for the conduct of advocacy activities within their jurisdiction.

#### 5.4.3. The Private Sector

Representatives from the CSO and FBO, as members of the TWG:

- Assist in organizing and orienting the MMTs and MMVs;
- Mobilize the support of other CSOs, FBOs, and other stakeholders; and
- Spearhead the advocacy and education campaigns in the community.

## 6. FUNDING

Funds allotted for this project shall be disbursed in accordance with the usual accounting and auditing rules and regulations.

## 7. REFERENCES

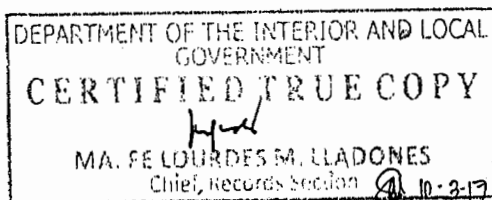
- 7.1. Executive Order No. 15, s. 2017, Creation of the Inter-agency Committee on Anti-Illegal Drugs (ICAD) and Anti-Illega Drug Task Force
- 7.2. DILG Memorandum Circular 2016-116, Implementation of MASA MASID (Mamamayang Ayaw sa Anomalya, Mamamayang Ayaw sa Ilegal na Droga) Program, September 2, 2016
- 7.3. MC No. 2014-81, "Amendment to DILG Memorandum Circular No. 2010-149 Re: Posting of Barangay Budget, Statement of Income and Expenditures and other Barangay Financial Transactions and Annual Procurement Plan," July 15, 2014
- 7.4. DILG MC No. 2010-83, "Full Disclosure of Local Budget and Finances, and Bids and Public Offerings," August 31, 2010
- 7.5. Republic Act 9165, Comprehensive Dangerous Drugs Act of 2002, June 7, 2002
- 7.6. Republic Act (RA) 6975, "Department of the Interior and Local Government Act of 1990," December 13, 1990

## 8. EFFECTIVITY

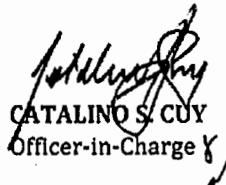
This policy shall take effect immediately.

## 9. MONITORING AND SUBMISSION OF REPORTS AND OTHER REQUIREMENTS

The MASA MASID Project Management Office shall be responsible for the monitoring of the DILG Field Offices and LGUs' compliance to this policy, which shall be conducted on a regular basis. Submission of monthly and quarterly reports shall be sent electronically via e-mail through [masamasid@gmail.com](mailto:masamasid@gmail.com), and hard copies shall be sent to the MASA MASID PMO at the 11<sup>th</sup> floor, DILG NAPOLCOM Center, EDSA cor. Quezon Ave., Quezon City.



**10. APPROVING AUTHORITY**

  
CATALINO S. CUY  
Officer-in-Charge



**11. FEEDBACK**

For inquiries and further details, contact the MASA MASID Project Management Office through telephone number (02) 928 2407 or email address: [masamasid@gmail.com](mailto:masamasid@gmail.com).

